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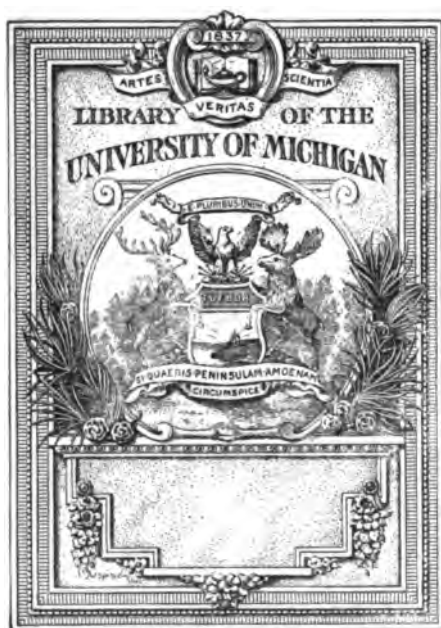
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STATE OF WISCONSIN.

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IN SENATE.

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Journal of Proceedings

OF THE

THIRTIETH ANNUAL SESSION

OF THE

WISCONSIN LEGISLATURE.

BY AUTHORITY.

MADISON, WIS. :  
CARPENTER & TENNEY, STATE PRINTERS.

1877.



## IN SENATE.

# Journal of Proceedings

OF THE

THIRTIETH ANNUAL SESSION.

WEDNESDAY, JANUARY 10, 1877.

The Thirtieth Annual Session of the Legislature of the State of Wisconsin, began at Madison, the Capital of said State, the second Wednesday, being the 10th day of January, 1877.

Pursuant to law, at 12 o'clock M., of said day, the Senate was called to order by Lieutenant-Governor Parker.

The roll of Senators holding over from 1876, and of the Senators elect, as transmitted to the Senate by Hon. Peter Doyle, Secretary of State, was then read by the Clerk, as follows:

*List of Senators holding over from 1876.*

- District No. 2.—T. R. Hudd.  
No. 4.—J. Henry Tate.  
No. 6.—Jno. L. Mitchell.  
No. 8.—Asahel Farr.  
No. 10.—William Blair.  
No. 12.—J. B. Treat.  
No. 14.—David E. Welch.  
No. 16.—O. C. Hathaway.  
No. 18.—Wm. H. Hiner.  
No. 20.—Daniel Cavanagh.  
No. 22.—James Ryan.  
No. 26.—R. E. Davis.  
No. 28.—Daniel L. Downs.  
No. 30.—Rockwell J. Flint.  
No. 32.—Mark Douglas.

*List of Senators elected in the State of Wisconsin at the General Election held therein on the 7th day of November, A. D. 1876.*

- District No. 1.—George Grimmer.  
No. 3.—Thomas A. Bones.

District No. 5.—Isaac W. Van Schaick.  
 No. 7.—George A. Abert.  
 No. 9.—Hobart S. Sacket.  
 No. 11.—Thomas B. Scott.  
 No. 13.—Charles H. Williams.  
 No. 15.—Joseph Rankin.  
 No. 17.—Hamilton Richardson.  
 No. 19.—R. D. Torrey.  
 No. 21.—H. C. Mumbruc.  
 No. 23.—W. W. Reed.  
 No. 24.—Samuel S. Fifield.  
 No. 25.—George B. Burrows.  
 No. 27.—L. W. Barden.  
 No. 29.—Alex. A. Arnold.  
 No. 31.—M. P. Wing.  
 No. 33.—Phillip Schneider.

STATE OF WISCONSIN, } ss.  
 OFFICE OF SECRETARY OF STATE, }

I, Peter Doyle, Secretary of State of the State of Wisconsin, do hereby certify that the foregoing is a true and correct list of the Members of the Senate of the State of Wisconsin, elected at the general election held on the seventh day of November, 1876, as appears from the certificates required by law to be filed in this office.

In testimony whereof I have hereunto set my hand and affixed the great seal of the State of Wisconsin at the Capitol in Madison the 10th day of January, A. D. 1877.

PETER DOYLE,  
*Secretary of State.*

The roll being called, the following Senators holding over from 1876, answered to their names, viz:

Senators T. R. Hudd, J. Henry Tate, Jno. L. Mitchell, Asahel Farr, William Blair, J. B. Treat, David E. Welch, O. C. Hathaway, Wm. H. Hiner, D. Cavanagh, James Ryan, R. E. Davis, D. L. Downs, R. J. Flint, and Mark Douglas.

The roll of Senators elect being called, the following Senators appeared at the clerk's desk and subscribed to the oath of office, which was administered by the President of the Senate, viz:

Senators Geo. Grimmer, Thomas A. Bones, Isaac W. Van Schaick, George A. Abert, Hobart S. Sacket, Thomas B. Scott, Chas. H. Williams, Joseph Rankin, Hamilton Richardson, R. D. Torrey, H. C. Mumbruc, W. W. Reed, Samuel S. Fifield, George B. Burrows, L. W. Barden, Alex. A. Arnold, M. P. Wing, and Phillip Schneider.

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#### ELECTION OF OFFICERS.

On motion of Senator Hiner,  
 The Senate proceeded to the election of Chief Clerk.

The roll being called, the following Senators voted for A. J. Turner, viz:

Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing.—22.

The following Senators voted for E. B. Usher:

Senators Abert, Cavanagh, Davis, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Schneider, Williams—11.

A. J. Turner having received a majority of all the votes cast, was declared duly elected Chief Clerk; whereupon he took the oath of office which was administered by the President of the Senate.

On motion of Senator Welch,

The Senate proceeded to the election of Sergeant-at-Arms.

The roll being called, the following Senators voted for E. C. Bullard, viz:

Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch Wing.—22.

The following Senators voted for J. A. Bertchy:

Abert, Cavanagh, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Schneider, Williams—11.

E. C. Bullard having received a majority of all the votes cast, was declared duly elected Sergeant-at-Arms, whereupon he appeared at the bar of the Senate and received the oath of office which was administered by the President of the Senate.

On motion of Senator Barden, the Senate proceeded to the election of a President *pro tem*.

The roll being called, the following Senators voted for Wm. H. Hiner, viz:

Senators Arnold, Barden, Blair, Bones, Burrows, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Reed, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing.—22.

The following Senators voted for W. W. Reed, viz:

Senators Abert, Cavanagh, Davis, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Ryan, Schneider, Williams.—11.

Senator W. H. Hiner having received a majority of the votes cast, was declared duly elected President *pro tem*. of the Senate.

Senators Scott and Davis were appointed to conduct the President *pro tem* to the chair.

Upon assuming the chair, President Hiner addressed the Senate as follows:

Senators: I appreciate and thank you, Senators, for the compliment of being chosen to preside in the absence of our excellent President. If called upon to discharge the duties of the chair temporarily, I shall endeavor to dispatch business promptly, decide such questions as may arise, impartially, and enforce the observance of your rules for the maintenance of proper order and decorum. With your assistance and forbearance which I shall need, and



which it shall always be my aim to merit, I hope to be able to succeed to your satisfaction. I hope, Senators, that wisdom and moderation will characterize all our deliberations. That courtesy and affability will distinguish our intercourse with one another—that our session may be brief as compatible with the public welfare—that its results may be satisfactory to our constituents—and that its memories may be ever pleasant for us each to recall.

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### RESOLUTIONS INTRODUCED.

By Senator Farr:

Res. No. 1, S.,

*Resolved*, That the rules of the last Senate be adopted as the rules of this Senate until otherwise ordered, excepting that the standing committees shall be as follows: The Committee on Judiciary shall consist of five members; the Committee on Railroads shall consist of nine members; all other standing committees shall consist of three members.

1. On the Judiciary.
2. On State Affairs.
3. On Finance, Banks and Insurance.
4. On Railroads.
5. On Education.
6. On Manufactures and Commerce.
7. On Incorporations and Public Improvements.
8. On Town and County Affairs.
9. On Public Lands.
10. On Military Affairs.
11. On Privileges and Elections.
12. On Legislative Expenditures.
13. On Federal Relations.
14. On Roads and Bridges.
15. On Agriculture.
16. On Mining and Smelting.
17. On Engrossed Bills.
18. On Enrolled Bills.

The resolution was adopted.

By Senator Flint:

Res. No. 2, S.,

*Resolved*, That the Chief Clerk of the Senate is hereby instructed to notify the Assembly that the Senate is now organized, by the election of W. H. Hiner as President *pro tem*, A. J. Turner, as Chief Clerk, and C. E. Bullard, as Sergeant-at-Arms, and is now ready to proceed to business.

The resolution was adopted.

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On motion of Senator Barden,  
The Senate took a recess until 2:30 p. m.

2:30 P. M.

The Senate re-assembled.

The Lieutenant-Governor in the chair.

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On motion of Senator Barden,

The Senate adjourned.

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THURSDAY, JANUARY 11, 1877.

The Senate met.

The Lieutenant-Governor in the chair.

The roll was called and the following Senators answered to their names:

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanaugh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Reed, Richardson, Ryan, Tate, Torrey, Van Schaick, Welch, Williams, Wing.

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### COMMUNICATIONS.

The President of the Senate presented the following communication, which was ordered spread on the journal:

*Memorial of the National Board of Trade of the United States, to the Honorable the Senate and House of Representatives of the State of Wisconsin:*

Your memorialists, representative merchants and manufacturers of the United States, beg leave respectfully to represent unto your Honorable bodies that the interference and dictation of Trades Unions, and similar organizations, with the system of apprenticeships, in earlier times prevailing in this and other countries, the active competition of foreign manufacturers with American industries in both home and foreign markets, and the increased attention being given by governments abroad to the development and improvement of skilled labor by instruction in science and art as applied to mechanics and manufacturing, renders it, in the opinion of this Board, of great importance to our material progress that suitable provision be made for the establishment of Art and Science schools in each of the several states, where working men and their children may receive such technical instruction as will improve

and create skilled labor, to the end that the poorer classes of society may become the better fitted for a higher development of industry, and our mechanical and manufacturing interests be enabled more successfully to compete with those of other countries; therefore,

Your petitioners would respectfully pray that your honorable bodies will adopt measures for the establishment of such a school or schools as is herein indicated, within the State of Wisconsin.

And your memorialists will ever pray, etc.

Respectfully submitted, by order and on behalf of the National Board of Trade.

FREDERICK FRALEY, *President,*  
*Philadelphia.*

CHARLES RANDOLPH, *Secretary,*  
*Chicago.*

*January, 1877.*

### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof.

MR. PRESIDENT: I am directed to inform you that the Assembly has organized by the election of J. B. Cassoday, Speaker, W. A. Nowell, Chief Clerk, and T. B. Reid, Sergeant-at-Arms, and is ready to proceed to business.

I am also directed to inform you that the Assembly has adopted and asks the concurrence of the Senate in

Jt. Res. No. 1, A.,

For the adoption of the joint rules of the last Senate and Assembly.

Jt. Res. No. 2, A.,

Appointing a joint committee to wait on his excellency the Governor, to inform him that the Legislature is organized and ready to receive any communication he may have to make, and has appointed, on the part of the Assembly, Messrs. W. E. Carter and Joseph Hamilton as such committee.

### ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 1, A., was concurred in.

Jt. Res. No. 2, A., was concurred in.

And the Chair appointed Senator Hiner as the committee on the part of the Senate.

### RESOLUTIONS INTRODUCED.

By Senator Barden:

Res. No. 3, S.,

*Resolved* That the superintendent of public property is hereby

instructed to furnish for the use of the Senate one copy of the laws of Wisconsin for each year since 1872 for each Senator; one copy of the Senate and Assembly Journal for 1876; one copy of Webster's Dictionary for the use of the engrossing and enrolling clerks, and a copy of Chapman's map of Wisconsin for 1876. Also that the state librarian be requested to furnish the Sergeant-at-Arms six copies of Taylor's revised statutes, one copy to be in charge of the Judiciary committee. All of said books to be returned to their proper custodians at the close of the session.

The rules were suspended and the resolution was adopted.

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### REPORTS OF SELECT COMMITTEES.

Senator Hiner, in behalf of the joint committee appointed for that purpose, submitted the following report:

The joint committee appointed to wait upon his excellency the Governor to inform him that the legislature was organized and ready to receive any communication he may have to submit, awaited upon his excellency and are informed by him that he will submit his message this day at 2:30 P. M.

W. H. HINER,

*On part of the Senate.*

W. E. CARTER,

JOHN J. KNOWLTON.

*On part of the Assembly.*

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By Senator Davis:

Jt. Res. No. 1, S.,

*Resolved by the Senate, the Assembly concurring,* That the two houses of the legislature meet in joint convention, in the Assembly Chamber at 2:30 o'clock P. M. January 12th, to receive the message of his excellency the Governor.

The resolution was adopted.

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Indefinite leave of absence was granted to Senator Mitchell.

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On motion of Senator Hiner,

The Senate took a recess until 2:00 o'clock P. M.

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Senate re-assembled.

The Lieut. Governor in the Chair.

2 P. M.

## RESOLUTIONS INTRODUCED.

By Senator Hiner:

Res. No. 4, S.,

*Resolved*, That the Standing Committees of the Senate during the present session be as follows:

*On Judiciary.*

<i>Dist.</i>	<i>County.</i>
27. L. W. Barden.....	Columbia.
31. M. P. Wing.....	La Crosse.
25. George B. Burrows.....	Dane.
2. T. R. Hudd.....	Brown.
15. Joseph Rankin.....	Manitowoc.

*On State Affairs.*

16. O. C. Hathaway.....	Grant.
30. R. J. Flint.....	Dunn.
26. R. E. Davis.....	Dane.

*On Finance, Banks and Insurance.*

12. J. B. Treat.....	Green.
27. L. W. Barden.....	Columbia.
6. John L. Mitchell.....	Milwaukee.

*On Railroads.*

8. A. Farr.....	Kenosha.
11. Thomas B. Scott.....	Wood.
9. H. S. Sacket.....	Green Lake.
5. I. W. Van Schaick.....	Milwaukee.
24. Sam S. Fifield.....	Ashland.
31. M. P. Wing.....	La Crosse.
6. John L. Mitchell.....	Milwaukee.
15. Joseph Rankin.....	Manitowoc.
23. W. W. Reed.....	Jefferson.

*On Education.*

17. H. Richardson.....	Rock.
18. W. H. Hiner.....	Fond du Lac.
26. R. E. Davis.....	Dane.

*On Manufactures and Commerce.*

19. R. D. Torrey.....	Winnebago.
18. W. H. Hiner.....	Fond du Lac.
7. George A. Abert.....	Milwaukee.

*On Incorporations and Public Improvements.*

11. Thos. B. Scott.....	Wood.
12. J. B. Treat.....	Green.
22. James Ryan.....	Outagamie.

*On Town and County Affairs.*

<i>Dist.</i>		<i>County.</i>
32.	Mark Douglas.....	Jackson.
1.	George Grimmer.....	Kewaunee.
21.	H. C. Mumbrue.....	Waupaca.

*On Public Lands.*

10.	Wm. Blair.....	Waukesha.
32.	Mark Douglas.....	Jackson.
13.	Charles H. Williams.....	Dodge.

*On Military Affairs.*

4.	J. Henry Tate.....	Vernon.
3.	Thos. A. Bones.....	Racine.
7.	George A. Abert.....	Milwaukee.

*On Privileges and Elections.*

9.	H. S. Sacket.....	Green Lake.
19.	R. D. Torrey.....	Winnebago.
33.	Phillip Schneider.....	Washington.

*On Legislative Expenditures.*

29.	A. A. Arnold,.....	Trempealeau.
10.	Wm. Blair, .....	Waukesha.
33.	Phillip Schneider, .....	Washington..

*On Federal Relations.*

30.	R. J. Flint, .....	Dunn.
8.	A. Farr, .....	Kenosha..
2.	T. R. Hudd, .....	Brown.

*On Roads and Bridges.*

1.	George Grimmer,.....	Kewaunee.
28.	D. L. Downs, .....	Richland.
20.	D. Cavanagh, .....	Fond du Lac.

*On Agriculture.*

29.	A. A. Arnold,.....	Trempealeau.
14.	D. E. Welch,.....	Sauk.
20.	Daniel Cavanagh, .....	Fond du Lac.

*On Mining and Smelting.*

5.	I. W. Van Schaick,.....	Milwaukee.
8.	A. Farr,.....	Kenosha.
13.	C. H. Williams,.....	Dodge.

*On Engrossed Bills.*

25.	Geo. B. Burrows,.....	Dane.
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<i>Dist.</i>	<i>County.</i>
16. O. C. Hathaway, .....	Grant.
26. R. E. Davis, .....	Dane.

*On Enrolled Bills.*

3. Thomas A. Bones, .....	Racine.
4. J. Henry Tate, .....	Vernon.
22. James Ryan, .....	Outagamie.

## JOINT COMMITTEES ON PART OF SENATE.

*On Claims.*

14. D. E. Welch .....	Sauk.
17. H. Richardson .....	Rock.
21. H. C. Mumbrue .....	Waupaca.

*On Charitable and Penal Institutions.*

28. D. L. Downs .....	Richland.
23. W. W. Reed .....	Jefferson.

*On Printing.*

24. Sam S. Fifield .....	Ashland.
22. James Ryan .....	Outagamie.

The resolution was adopted.

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On motion the Senate took a recess of 20 minutes.

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The Senate re-assembled.

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## MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk :

MR. PRESIDENT:—I am directed to inform you that the Assembly has concurred in

Jt. Res. No. 1, S.,

To meet in joint convention in the Assembly chamber to receive the message of his excellency the Governor.

And is now ready to receive the Senate.

On motion of Senator Hiner,

The Senate repaired to the Assembly chamber to meet the Assembly in joint convention to receive the annual message of his excellency the Governor of Wisconsin.

## JOINT CONVENTION.

On repairing to the Assembly chamber Lieut. Governor Parker called the joint convention to order.

Senator Barden moved that a committee of one on the part of the Senate and two on the part of the Assembly, be appointed by the President of the convention to wait upon his excellency the Governor, and notify him that the Senate and Assembly, in joint convention assembled, in the Assembly chamber, are ready to receive any communication he may be pleased to make.

The motion prevailing, the President appointed as such committee, Senator Barden and Assemblymen Pope and Herron.

The committee discharged the duties devolved upon them and soon announced his excellency, the Governor of the State of Wisconsin, who appeared and delivered his annual message.

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On returning to the Senate chamber, upon motion of Senator Hiner,  
The Senate adjourned.

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FRIDAY, JANUARY 12, 1877.

The Senate met.

The Lieut. Governor presiding.

The roll was called and the following Senators answered to their names:

Senators Abert, Arnold, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Reed, Richardson, Ryan, Schneider, Scott, Torrey, Treat, Van Schaick, Welch, Williams.

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## RESOLUTIONS INTRODUCED.

By Senator Hudd:

Jt. Res. No. 2, S.,

Agreeing to an amendment to section four of article seven of the constitution of the State of Wisconsin:

WHEREAS, The Legislature of this State at the annual session for the year 1876, proposed and adopted by a vote of the majority of the members elected to each of the two Houses, an amendment to the constitution of this State in the following language, viz:

*"Resolved by the Senate, the Assembly concurring, That section four*



of article seven of the constitution be amended so as to read: Section 4. The supreme court shall consist of one chief justice and four associate justices, to be elected by the qualified electors of this State. The legislature shall, at its first session, after the adoption of this amendment provide by law for the election of two associate justices of said court to hold their offices respectively for terms ending two and four years respectively, after the end of the term of the justice of the said court then last to expire. And thereafter the chief justice and associate justices of said court shall be elected and hold their offices respectively for the term of ten years; 'now

*Resolved by the Senate, the Assembly concurring,* That the foregoing amendment to the constitution be and the same hereby is agreed to by this legislature.

The resolution was referred to the Committee on Judiciary.

By Senator Davis:

Res. No. 5, S.,

*Resolved,* That the President of the Senate be requested to invite the resident clergymen of the city of Madison to open the morning session of the Senate with prayer.

The rules were suspended, and the resolution was adopted.

By Senator Hudd:

Jt. Res. No. 3, S:

Limiting time for introduction of new business, and fixing time for final adjournment.

*Whereas,* The Governor in his annual message has recommended an economical and short session of this legislature; and

*Whereas,* Both political parties represented in this legislature profess to desire the same result;

*Resolved by the Senate, the Assembly concurring,* That the time for the introduction of all new business, except privileged resolutions, be fixed for and on the first day of February, 1877, and that this legislature will adjourn on the 20th day of February, 1877, at 12 o'clock, noon, *sine die*.

On motion of Senator Welch,

The resolution was referred to the Committee on State Affairs.

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## BILLS INTRODUCED.

Read first and second times and referred.

By Senator Hudd:

No. 1. S.,

A bill relating to appeals from justice's courts and amendatory of section 216, of chapter 120, of Revised Statutes of Wisconsin.

To Committee on Judiciary.

By Senator Reed:

No. 2, S.,

A bill to appropriate to the state prison a sum of money therein named for current expenses and general repairs.

To Committee on Charitable and Penal Institutions.

**By Senator Reed :**

**No. 3, S.,**

**A bill appropriate to the state prison a sum of money therein named to reimburse the prison for goods furnished other state institutions and to pay indebtedness in making new roofs.**

**To Committee on Claims.**

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**On motion of Senator Hudd,**  
**The Senate adjourned until Tuesday morning.**

TUESDAY, JANUARY 16, 1877.

The Senate met.

The Lieutenant Governor in the Chair.

Prayer by the Rev. Dr. Wilkinson.

The roll was called, and the following Senators answered to their names:

Senators Abert, Barden, Bones, Burrows, Cavanagh, Douglas, Downs, Fifield, Flint, Grimmer, Mumbrue, Reed, Sacket, Schneider, Tate, Treat, Van Schaick, Welch.

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BILLS INTRODUCED.

By Senator Fifield:

No. 4, S.,

A bill to extend the time of exemption from assessment and taxation of certain lands fixed in the act incorporating the Winnebago and Lake Superior Railroad Company, approved April 6, 1866, and in the act incorporating the Portage and Superior Railroad Co., approved April 9, 1866.

To Committee on Railroads.

By Senator Barden:

No. 5, S.,

A bill to amend chapter one hundred and twenty-two of the laws of 1876, entitled "An act relating to the city of Portage and codifying, consolidating and amending the act of incorporation and all acts amendatory thereof."

To General File.

By Senator Barden:

No. 6, S.,

A bill to establish the county of Manitowis and the town of St. Germain therein.

To Committee on Town and County Affairs.

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On motion of Senator Van Schaick,  
The Senate adjourned.

WEDNESDAY, JANUARY 17, 1877.

The Senate met.

The Lieutenant-Governor in the chair.

Prayer by Rev. Dr. Wilkinson.

The roll was called and the following Senators answered to their names:

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Richardson, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, and Wing.

### COMMUNICATIONS.

The President of the Senate presented the following communication:

STATE OF WISCONSIN,  
OFFICE OF SEC. OF STATE BOARD OF CENTENNIAL MANAGERS,  
MADISON, January 17, 1877.

*Hon. Charles D. Parker:*

*Lieut. Governor and President of the Senate:*

MY DEAR SIR: We have the pleasure to herewith transmit, by you, to the Honorable, the Senate, a copy of a preamble and resolutions adopted by the State Board of Centennial Managers, January 10, 1877, and approved by his Excellency the Governor.

Very respectfully,

J. B. PARKINSON,  
*President.*

W. W. FIELD,  
*Secretary.*

WHEREAS, The women of Wisconsin made a display of articles at the Centennial exhibition, at Philadelphia, that was highly creditable to the state, as well as to themselves, and

WHEREAS, In the opinion of this board, they have labored with zeal and effect, and are justly entitled to a portion of the appropriation made by the state for centennial purposes, and

WHEREAS, There is doubt as to the authority of this board to make an appropriation to the women. Therefore,

*Resolved*, That the Legislature be, and it is hereby especially requested, by the adoption of a joint resolution, to authorize the State Board of Centennial Managers to appropriate one thousand dollars out of any balance in their hands, of the amount appropriated by the Legislatures of 1875 and 1876, to the Women's State Centennial Executive Committee, to aid the women in defraying the expenses and indebtedness incurred in making their exhibition at Philadelphia; *provided*, that the women shall place at the disposal of the state authorities all such articles as constituted their state exhibits.

I hereby approve of the above resolution.

H. LUDINGTON,  
*Governor.*

The communication was referred to the Committee on State Affairs.

Senator Wing presented the following communication:

OFFICE OF LUMBER INSPECTOR, DISTRICT No. 2,  
LA CROSSE, January 6, 1877.

*To the honorable, the Senate of Wisconsin:*

Agreeable to section thirteen, chapter eighty-three of general laws of 1861, I have the honor to transmit herewith a statement of amount of logs scaled and lumber manufactured in this district during the season of 1876:

	Feet.
Amount of logs scaled at the mouth of Black River,.....	197, 103, 820
Amount of lumber manufactured on upper Black River,.....	18, 000, 000
<b>Total product of Black River,.....</b>	<b>210, 103, 820</b>
Amount of lumber manufactured at La Crosse and immediate vicinity,	60, 000, 000
Amount of shingles manufactured in the district .....	20, 000, 000
Amount of lath manufactured in the district.....	17, 000, 000

G. C. HIXON,  
*Lbr. Inspector, Dist. No. 2.*

The communication was referred to the Committee on Town and County Affairs.

## MEMORIALS PRESENTED AND REFERRED.

By Senator Hudd,

Mem. No. 1, S.,

Of Geo. Burnham, J. J. Guppy, W. T. Price, H. D. McCulloch,

E. McArthur, Lloyd Breese, S.S. Vaughn, and 1,220 other tax payers on the line of the Wisconsin Central Railroad, asking for exemption of Wisconsin Central Railroad lands, from taxation,

To Committee on Railroads.

By Senator Douglas:

Mem. No. 2, S.,

Of B. F. Fay, and 44 others, for an amendment to the game laws in reference to the killing of deer.

To Committee on State Affairs.

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### RESOLUTIONS INTRODUCED.

By Senator Hiner,

Res. No. 6, S.

Relating to clerks for committees.

*Resolved*, That the Committees on Judiciary, on Enrolled Bills, and Engrossed bills, are each authorized to employ a clerk during the present session of the Senate.

The rules were suspended and the resolution was adopted.

By Senator Welch:

Res. No. 7, S.,

Relating to providing a uniformity of text-books:

*Resolved*, That the Committee on Education be requested to take into consideration the advisability of providing for a uniformity of text-books, to be furnished by the State for our common schools, and report by bill or otherwise.

The resolution was referred to the Committee on Education.

By Senator Treat:

Res. No. 8, S.,

Requesting statement from state treasurer.

*Resolved*, That the state treasurer be respectfully requested to transmit to the Senate a statement of what, if any, moneys have been received from Hon. Wm. R. Taylor, late governor of this state, since January 1, 1877, and if any moneys have been received from that source on what account they were credited.

The resolution lies over under the rules.

By Senator Hiner:

Res. No. 9, S.,

*Resolved*, That so much of the Governor's message as relates to state finances, taxation, and property exempt from taxation, be referred to the Committee on Finance, Banks and Insurance.

\* So much as relates to education and educational institutions be referred to the Committee on Education.

So much as relates to penal and charitable institutions and the State Board of Charities and Reform, to the Joint Committee on Charitable and Penal Institutions.

So much as relates to the capitol buildings, geological survey,

international prison congress, fish propagation, and peddlers' licenses, to the Committee on State Affairs.

So much as relates to city and village charters, to the Committee on Town and County Affairs.

So much as relates to the public printing, to the joint Committee on Printing.

So much as relates to executive records, the Supreme Court, notaries public and the revision of the statutes, to the Committee on Judiciary.

So much as relates to the election returns and registration of electors, to the Committee on Privileges and Elections.

So much as relates to stationery and legislative expenses to the Committee on Legislative Expenditures.

So much as relates to railroads and land grants to the Committee on railroads.

So much as relates to the lumber interests to the Committee on Manufactures and Commerce.

So much as relates to agricultural affairs to the Committee on Agriculture.

So much as relates to swamp and state lands to the Committee on Public Lands.

The resolution was adopted.

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## BILLS INTRODUCED.

Read first and second times and referred.

By Senator Wing:

No. 7, S.,

A bill to regulate the time of holding general and special terms of the circuit court in the Sixth Judicial Circuit.

To General File.

By Senator Hudd:

No. 8, S.,

A bill relating to court commissioners for Brown county.

To Committee on Judiciary.

By Senator Hudd:

No. 9, S.,

A bill amendatory of section 2 of chapter 58 laws of 1862, being an act entitled "an act declaring the 22nd day of February and the 4th day of July holidays."

To Committee on Judiciary.

By Senator Hudd:

No. 10, S.,

A bill relating to the issue of bonds in the county of Brown for the payment of outstanding indebtedness.

To Committee on Judiciary.

By Senator Burrows:

No. 11, S.,

A bill relating to cemetery associations.

To Committee on Judiciary.

By Senator Tate:

No. 12, S.,

A bill to amend section 13 of chapter 182 of the general laws of 1872, entitled "an act to authorize municipal corporations to aid in the construction of railroads".

To Committee on Railroads.

By Senator Grimmer:

No. 13, S.,

A bill to authorize the appointment of a reporter for Kewaunee county circuit court.

To Committee on Judiciary.

By Senator Welch:

No. 14, S.,

A bill to repeal chapter 214 laws of 1860 and chapter 208 laws of 1865, relating to publication of tax lists, &c., in the *Pionier am Wisconsin*.

To Committee on Privileges and Elections.

By Senator Hiner:

No. 15, S.,

A bill to authorize the secretary of state to purchase copies of Taylor's compilation of the general laws of this state for the use of the state.

To Committee on Judiciary.

By Senator Reed:

No. 16, S.,

A bill to appropriate to the institute for the education of the deaf and dumb, a sum of money therein named for the payment of current expenses for permanent improvements and for miscellaneous purposes.

To Committee on Charitable and Penal Institutions.

By Senator Reed:

No. 17, S.,

A bill to appropriate to the institution for the education of the blind a sum of money therein named for the payment of current expenses, for permanent improvements and for miscellaneous purposes.

To Committee on Charitable and Penal Institutions.

By Senator Reed:

No. 18, S.,

A bill to appropriate to the industrial school for boys a sum of money therein named, for the payment of current expenses for building correction house, for other permanent improvements, and to pay deficiency.

To Committee on Charitable and Penal Institutions.



By Senator Reed:

No. 19, S.,

A bill to appropriate a sum of money therein named, for the payment of pensions of soldiers' orphans, as provided in chapter 72, laws of 1874.

To Committee on Charitable and Penal Institutions.

By Senator Reed:

No. 20, S.,

A bill to appropriate to the northern hospital for the insane, a sum of money therein named, for the payment of current expenses for permanent improvements, and for miscellaneous purposes.

To Committee on Charitable and Penal Institutions.

By Senator Reed:

No. 21, S.,

A bill to appropriate to the state hospital for the insane, a sum of money therein named, for the payment of current expenses, permanent improvements, and miscellaneous purposes.

To Committee on Charitable and Penal Institutions.

By Senator Flint:

No. 22, S.,

A bill relating to the election and appointment of inspectors of elections.

To Committee on Judiciary.

By Senator Welch:

M. C. No. 1, S.,

For increased mail service in the northern portions of Sauk county.

To Committee on Federal Relations.

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## EXECUTIVE COMMUNICATIONS.

STATE OF WISCONSIN, EXECUTIVE DEPARTMENT,  
MADISON, January 16, 1877.

*To the honorable, the Senate:*

Pursuant to the requirements of chapter 366, laws of 1876, I herewith submit to your honorable body for confirmation the following appointments as a State Board of Health and Vital Statistics, made, subject to your approval, on the 26th day of May, 1876, viz:

O. G. Seldon to hold until the 31st day of January, 1877.

H. P. Strong to hold until the 31st day of January, 1878.

D. T. Reeve to hold until the 31st day of January, 1879.

James Bintliff to hold until the 31st day of January, 1880.

S. Marks to hold until the 31st day of January, 1881.

John Faville to hold until the 31st day of January, 1882.

E. S. Griffin to hold until the 31st day of January, 1883.

HARRISON LUDINGTON,

*Governor.*

The communication was referred to a select committee consisting of Senators Farr, Downs and Reed.

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STATE OF WISCONSIN, EXECUTIVE DEPARTMENT,  
MADISON, January 16, 1877.

*To the honorable, the Senate:*

Pursuant to the requirements of chapter 151, of the general laws of 1869, I herewith submit to your honorable body, for confirmation, the following appointments to fill vacancies in the Board of Regents of Normal Schools, the same having been made by me while the legislature was not in session, viz:

S. M. Hay, *vice* Weisbrod, deceased, appointed June 3d, 1876, subject to the approval of the Senate, and to hold until February 1, 1879.

T. D. Weeks, *vice* White, resigned, appointed October 28th, 1876, subject to the approval of the Senate, and to hold until February 1, 1877.

HARRISON LUDINGTON,  
*Governor.*

The communication was referred to the Committee on Education.

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#### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

Mr. PRESIDENT:—I am directed to inform you that the Assembly has adopted, and asks the concurrence of the Senate in

Jt. Res. No. 3, A.,

Granting leave of absence to Hon. Edward G. Ryan, Chief Justice of the Supreme Court.

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#### ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 3, A.,

Was concurred in.

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#### REPORTS OF COMMITTEES.

The committee to whom was referred Jt. Res. No. 3, S., Respectfully report they have had the same under consideration and have instructed me to report the same back to the Senate with an amendment and recommend its adoption when so amended.

O. C. HATHAWAY,  
*Chairman.*

The amendment reported by the committee was as follows :  
"Amend by striking out of resolution all after the words '1877' in the third line of the resolution as printed in the Senate Journal."

The question being on the adoption of the amendment reported by the Committee on State Affairs,

The ayes and noes were called for and it prevailed as follows :

Ayes—Senators Arnold, Barden, Blair, Burrows, Douglas, Downs, Farr, Flint, Grimmer, Hathaway, Hiner, Scott, Tate, Torrey, Welch, Wing—16.

Noes—Senators Abert, Cavanagh, Fifield, Hudd, Mitchell, Mumbrue, Rankin, Richardson, Schneider, Treat, Van Schaick, Williams—12.

Senator Hiner offered the following amendment :

"Insert, after the words 'privileged resolutions' the following :  
'and bills reported by standing committees on subject matters previously referred to them.'"

Which amendment was adopted.

The question recurring on the adoption of the resolution as thus amended,

The ayes and noes were called for, and it was agreed to as follows :

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Flint, Grimmer, Hathaway, Hiner, Mumbrue, Rankin, Reed, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—24.

Noes—Senators Abert, Cavanagh, Farr, Fifield, Hudd, Mitchell, Schneider, Williams—8.

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## SENATE BILLS ON THEIR ENGROSSMENT.

No. 5, S.,

A bill to amend chapter one hundred and twenty-two of the laws of 1876, entitled "An act relating to the city of Portage and codifying, consolidating, and amending the act of incorporation and all acts amendatory thereof,"

Was ordered engrossed for a third reading.

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## LEAVE OF ABSENCE.

Leave of absence was granted to Senator Cavanagh until Friday morning.

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On motion of Senator Hiner,  
The Senate adjourned.

THURSDAY, JANUARY 18, 1877.

The Senate met.

The Lieut. Governor presiding.

Prayer by Rev. Dr. Wilkinson.

The roll was called and the following Senators answered to their names:

Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Mumbrue, Richardson, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing.

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### COMMUNICATIONS.

The president presented the following communication :

HUDSON, WIS., January 15th, 1877.

*To the Legislature:*

I have the honor to submit the following annual report, as inspector of logs and lumber in the fourth district of Wisconsin, showing:

Amount of logs scaled during the season of 1876, ten millions two hundred and ninety-three thousand, three hundred and sixteen feet.

This amount is all from Willow river, a tributary of the St. Croix.

There is about ninety millions cut in this district. It goes into the St. Croix boom, at Stillwater, and is reported from Minnesota.

P. B. JEWELL,  
*Lumber Inspector, District No. 4.*

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### MEMORIALS PRESENTED AND REFERRED.

By Senator Wing:

Mem. No. 3, S.,

Of H. T. Wilhelm, Charles Hall, and seventy-eight others, for

an amendment to the game laws in reference to the killing of deer.

To Committee on Town and County Affairs.

By Senator Tate :

Mem. No. 4, S.,

Of Gilbert Herrick, C. M. Poff and two hundred and fifty others, asking for an amendment to the law authorizing towns to aid in the building of railroads.

To Committee on Railroads.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Wing:

No. 23, S.,

A bill to amend chapter 139 of the general laws of 1875, entitled "an act to amend section 3 of chapter 78 of the general laws of 1867, entitled 'an act for the preservation of game.'"

To Committee on Town and County Affairs.

By Senator Richardson:

No. 24, S.,

A bill to change the time of holding the annual meetings of the county board of supervisors of Rock County and to amend section 26, chapter 13, of the revised statutes.

To Committee on Judiciary.

By Senator Richardson:

No. 25, S.,

A bill to amend chapter 53, general laws of 1858, entitled "an act for the promotion and protection of county agricultural societies".

To Committee on Agriculture.

By Senator Richardson:

No. 26, S.,

A bill to amend chapter 82 of the general laws of 1859, entitled "an act to provide for the more efficient punishment of certain offenses".

To Committee on Judiciary.

By Senator Burrows:

No. 27, S.,

A bill to amend section 1, of chapter 64, of the general laws of 1872, entitled "an act to provide for the enforcement of laws in certain cases."

To Committee on Finance, Banks and Insurance.

By Senator Burrows:

No. 28, S.,

A bill to suppress vagrancy.

To Committee on State Affairs.

By Senator Burrows:

No. 29, S.,

A bill to repeal section 1, of chapter 137 of the general laws of 1876, entitled "an act to amend section 6, of chapter 134 of the Revised Statutes, entitled 'of executions and proceedings supplementary thereto.'"

To Committee on Judiciary.

By Senator Scott:

No. 30, S.,

A bill to amend section 16 of chapter 130 of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon.

To Committee on State Affairs.

By Senator Reed:

No. 31, S.,

A bill to prohibit the reception of money or other valuable consideration in certain cases, by officials, from persons undergoing the penalties of the law for crimes and misdemeanors.

To Committee on Judiciary.

By Senator Reed:

No. 32, S.,

A bill to provide for the publication of the transactions of the Wisconsin Dairymen's Association.

To Committee on Agriculture.

By Senator Scott:

No. 33, S.,

A bill relating to town officers.

To Committee on Town and County Affairs.

By Senator Scott:

No. 34, S.,

A bill relating to church edifices and amendatory of section 1 of chapter 164 of the general laws of 1869.

To Committee on Incorporations.

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## SENATE RESOLUTIONS CONSIDERED.

Res. No. 8, S., requesting statement from state treasurer,

Was adopted by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Mumbrue, Reed, Richardson, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—27.

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## LEAVES OF ABSENCE.

Leave of absence was granted

To Senators Hudd, Rankin, and Williams, until Monday evening.

To Senator Ryan indefinitely.

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On motion of Senator Tate,  
The Senate adjourned.

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FRIDAY, JANUARY 19, 1877.

The Senate met.

The Lieut. Governor in the chair.

Prayer by the Rev. Dr. Wilkinson.

The roll was called and the following Senators answered to their names:

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Mumbrue, Reed, Richardson, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing.

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### COMMUNICATIONS.

The President presented the following communication:

STATE OF WISCONSIN, TREASURER'S OFFICE,  
MADISON, January 18, 1877.

*To the honorable, the President of the Senate of the State of Wisconsin:*

Sir:—I have the honor to acknowledge the receipt of a copy of Senate Resolution of January 18th, requiring me to transmit a statement of the monies received at this office from Hon. Wm. R. Taylor, late governor of this state, since January 1st, 1877, and would respectfully state in reply:

I have received from the Hon. Wm. R. Taylor, on the 6th of January, inst., the sum of nine hundred and twenty five dollars, which amount, according to his statement, was refunded by him for the following purposes, viz:

Stamps.....	\$5 00
Stationery.....	50 00
Fox and Wisconsin River Improvement.....	500 00
Contingent fund, traveling expenses.....	370 00
Total.....	925 00

Very respectfully,

FERD. KUEHN,  
State Treasurer.

## MEMORIALS PRESENTED AND REFERRED.

By Senator Welch:

Mem. No. 5, S.,

Of Dr. Teel in regard to the State Board of Health.

To Select Committee, consisting of Senators Farr, Downs and Reed.

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## RESOLUTIONS INTRODUCED.

By Senator Treat:

Res No. 10, S.,

Requesting the Governor to furnish report and testimony, under joint resolution No. 25, S., 1876.

*Resolved*, That his excellency, the Governor, be requested to transmit to the Senate the report and testimony, under joint resolution No. 25, S., 1876.

The resolution lies over.

By Senator Tate:

Res. No. 11, S.,

Requesting the Judiciary Committee to inquire what officers are authorized to hold inquests.

*Resolved*, That the Judiciary Committee be requested to inquire what officer, or officers, if any, are authorized by law to hold inquests upon the dead, and if any legislation is necessary, to report to the Senate by bill or otherwise.

The resolution lies over.

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## BILLS INTRODUCED.

By Senator Douglas:

No. 35, S.,

A bill relating to the village of Black River Falls, and amendatory of chapter 191, of the private and local laws of 1871.

To Committee on Judiciary, and bill ordered not printed.

By Senator Douglas:

No. 36, S.,

A bill to amend sections 5, 6, and 8, of chapter 153 of the laws of 1876, relating to the corporation of fire departments in unincorporated villages.

To Committee on Judiciary.

By Senator Barden:

No. 37, S.,

A bill in relation to the appointment of notaries public.

To Committee on Judiciary.



By Senator Arnold:

No. 38, S.,

A bill to fix the times for holding the general and special terms of the circuit court in the thirteenth judicial circuit.

On motion of Senator Arnold,

The rules were suspended, and the bill was read a third time and passed

By Senator Downs:

No. 39, S.,

A bill to amend section 2, chapter 166, general laws of 1859, amendatory of section 16, chapter 93, revised statutes, relating to sale of lands of minors and other persons under guardianship.

To Committee on Judiciary.

By Senator Bones:

No. 40, S.,

A bill to repeal chapter 360 of the laws of 1876, relating to the hunting of deer with dogs.

To Committee on Town and County Affairs.

By Senator Hiner:

No. 41, S.,

A bill to amend section 1, chapter 267, laws of 1873, relating to laying out highways.

To Committee on Roads and Bridges.

By Senator Schneider:

No. 42, S.,

A bill relating to the election of county, town, city, village, and school-district treasurers.

To Committee on Judiciary.

By Senator Reed:

No. 43, S.,

A bill to amend chapter 111 of the revised statutes, entitled "of Divorce."

To Select Committee—Senators Farr, Downs and Reed.

By Senator Reed:

No. 44, S.,

A bill to amend sections 5 and 9 of chapter 193, general laws of 1873, entitled "an act to change the management of the state prison, and to amend and consolidate all laws concerning the same."

To Committee on Charitable and Penal Institutions.

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## REPORTS OF COMMITTEES.

The Committee on Engrossed Bills have examined and find correctly engrossed the following bill:

No. 5, S.,

A bill to amend chapter 122 of the laws of 1876, entitled "An act relating to the city of Portage, and codifying, consolidating

and amending the act of incorporation and all acts amendatory thereof."

G. B. BURROWS,  
*Chairman.*

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The Committee on Judiciary, to whom was referred joint resolution No. 2, S., a joint resolution agreeing to an amendment to section 4 of article VII. of the constitution of the State of Wisconsin, respectively report the same back to the Senate, and recommend it do pass.

L. W. BARDEN,  
*Chairman.*

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The Committee on Legislative Expenditures to whom was referred so much of the governor's message as relates to stationery and legislative expenses,

Respectfully report by bill.

ALEX. A. ARNOLD,  
*Chairman.*

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Said bill became

No. 45, S.

A bill to amend section 1 of chapter 211 of the general laws of 1874, entitled "an act relating to the purchase of stationery."

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#### SENATE BILLS READY FOR A THIRD READING.

No. 5, S.,

A bill to amend chapter one hundred and twenty-two of the laws of 1876, entitled "An act relating to the city of Portage and codifying, consolidating and amending the act of incorporation and all acts amendatory thereof."

Was read a third time and passed.

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#### SENATE BILLS ON THEIR ENGROSSMENT.

No. 7, S.,

A bill to regulate the time of holding general and special terms of the circuit court in the sixth judicial circuit.

Senator Tate offered the following amendment, which was adopted, viz:

Strike out the word "Clark" in 3d line of printed bill in section 1, and insert "Vernon," and strike out the word "Vernon" in the 4th line of printed bill, and insert the word "Clark."

The bill as so amended was ordered engrossed.

Jt, Res. No. 2, S.,  
Agreeing to an amendment of section 4 of article VII, of the  
constitution of the state of Wisconsin,  
Was ordered engrossed.

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#### LEAVE OF ABSENCE.

Leave of absence was granted  
To Senators Tate, Treat, Wing, Schneider, until Tuesday evening.  
To Senator Flint and the Sergeant-at-Arms, until Tuesday morning.  
To Senator Douglas, indefinitely.

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Mem. No. 2, S.,  
Was recalled from the Committee on State Affairs and referred  
to the Committee on Town and County Affairs.  
Senator Welch moved that the Senate adjourn.  
Which motion was lost.

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On motion of Senator Reed,  
The Senate adjourned until 7:30 P. M., Monday.

MONDAY, JANUARY 22, 1877, 7-30 P. M.

The Senate met.

The Lieutenant Governor in the chair.

The roll was called, and the following Senators answered to their names :

Senators Abert, Barden, Blair, Bones, Burrows, Davis, Downs, Fifield, Grimmer, Hathaway, Hiner, Hudd, Rankin, Richardson, Ryan, Sacket, Scott, Torrey, Treat, Van Schaick, Welch, Williams.

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#### MEMORIALS PRESENTED AND REFERRED.

By Senator Davis :

Mem. No. 6, S.,

Of Sarah Jane Tarr, in respect to land erroneously patented by the state, and asking for reimbursement therefor.

To Committee on Claims.

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#### BILLS INTRODUCED.

By Senator Hudd :

No. 46, S.,

A bill to authorize the appointment of a state inspector of oils, and to provide for the inspection of illuminating oils manufactured from petroleum or coal oils.

To Committee on State Affairs.

By Senator Welch :

No. 47, S.,

A bill to appropriate to Robert Parkin, a sum of money therein named.

To Committee on Claims.

By Senator Welch :

No. 48, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to school district No. 7, Town of Baraboo, County of Sauk.

To Committee on Education.

3—s J

By Senator Fifield:

No. 49, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust fund of the state to the county of Polk.

To Committee on Education.

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### REPORTS OF COMMITTEES.

The Committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 7, S.,

A bill to regulate the time of holding general and special terms of the circuit court in the sixth judicial circuit.

No. 2, S.,

Agreeing to an amendment to section four, article seven, of the constitution of the state of Wisconsin.

GEO. B. BURROWS,

*Chairman.*

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The Committee on Education to whom was referred,

A communication from his excellency, Governor Ludington notifying the Senate of the following appointments to fill vacancies in the board of regents of the normal schools, made by him while the legislature was not in session, viz:

S. M. Hay, vice Weisbrod, deceased, appointed June 3, 1876, to hold until February 1, 1879.

T. D. Weeks, vice White, resigned, appointed October 28, 1876, to hold until February 1, 1877,

Have had the same under consideration and instructed me to report it back to the Senate with the recommendation that the said appointments be confirmed.

H. RICHARDSON,

*Chairman.*

The question being on the confirmation of the appointment of S. M. Hay,

The roll was called and the appointment was confirmed by the following vote:

Ayes—Senators Abert, Barden, Blair, Bones, Burrows, Davis, Downs, Fifield, Grimmer, Hathaway, Hiner, Hudd, Rankin, Reed, Richardson, Ryan, Sacket, Scott, Torrey, Treat, Van Schaick, Welch, and Williams—23.

The question then being on confirming the appointment of T. D. Weeks,

The roll was called and it prevailed by the following vote:

Ayes—Senators Abert, Barden, Blair, Bones, Burrows, Davis, Downs, Fifield, Grimmer, Hathaway, Hiner, Hudd, Rankin, Reed,

Richardson, Ryan, Sacket, Scott, Torrey, Treat, Van Schaick, Welch, and Williams—23.

### SENATE BILLS READY FOR A THIRD READING.

No. 7, S.,

A bill to regulate the time of holding general and special terms of the circuit court in the sixth judicial circuit,  
Was read a third time and passed.

Jt. Res. No. 2, S.,

Agreeing to an amendment of section 4 of article VII. of the constitution of the state of Wisconsin,

Was read a third time and adopted by the following vote:

Ayes—Senators Abert, Barden, Blair, Bones, Burrows, Davis, Downs, Fifield, Grimmer, Hathaway, Hiner, Hudd, Rankin, Reed, Richardson, Ryan, Sacket, Scott, Torrey, Treat, Van Schaick, Welch and Williams—23.

### SENATE RESOLUTIONS CONSIDERED.

Res. No. 10, S.,

Requesting the governor to furnish report and testimony under Joint Resolution No. 25 S., 1876; and

Res. No 11 S.,

Requesting Judiciary Committee to inquire what officers are authorized to hold inquests,

Were adopted.

### EXECUTIVE COMMUNICATIONS.

STATE OF WISCONSIN, EXECUTIVE DEPARTMENT,  
MADISON, January 22, 1877.

*The Honorable, the Senate:*

In compliance with Senate resolution No. 10, I herewith transmit the reports and accompanying papers of the Joint Committee of Investigation, appointed under the provisions of Joint Resolution No. 11, approved March 13, 1876.

HARRISON LUDINGTON,  
*Governor.*

*To his Excellency Harrison Ludington, Governor of Wisconsin :*

The joint committee of investigation of the legislature of the state of Wisconsin, appointed under joint resolution No. 25, Senate, at the annual session for the year 1876, by which resolution such committee was authorized and directed "to investigate the ac-

counts of the governors of this state for the past four years, and the accounts of superintendents of public property for the same period of time, and report to the governor within four months," have carefully made such an investigation of the accounts mentioned in said resolution, as seemed consistent with the powers and authority conferred upon said committee, and a proper discharge of the duties required of them under said resolution, and herewith, in accordance with the requirements thereof, submit the following report, together with the evidence taken upon such investigation, and a record of their proceedings and doings thereupon.

The committee desire first to submit a few preliminary remarks, indicating the manner in which the investigation was conducted, and the course pursued to obtain testimony and information bearing upon the transactions embraced within the subject of the investigation.

It became apparent at the very commencement of the investigation that the transactions and accounts which the resolution required the committee to investigate, were so very numerous that, in order to be able to complete their labors within any reasonable time, some fixed rule should be adopted to be observed in pursuing the investigation. Hence, with a view to economizing time and expense, and feeling assured that the probable result would be the same as if more time were consumed, it was determined, prior to the examination of any witnesses, that as to the accounts of the governors in all cases where proper vouchers appeared on file, showing the money disbursed to have been paid to third persons, the committee would regard that as satisfactory, and no witnesses would be called or examined in relation thereto, unless information should be received by the committee of some impropriety in the payment thereof.

This rule was strictly adhered to during the first examination of ex-Governor Taylor, but when ex-Governor Washburn was called upon to testify, it was intimated that a modification of the rule would tend to the interests of a thorough investigation, and Gov. Washburn, upon being called, having expressed a desire that the rule be so modified, and that a thorough investigation as to his administration might be made, the committee thereafter inquired into all accounts and charges, irrespective of the showing made by vouchers or the records of the executive or other state offices.

The committee were of necessity obliged to seek information from all parties who would be likely to possess any knowledge of the transactions and affairs embraced within the subject matter of the investigation authorized, and to act upon all information received by them from reliable sources. An investigation conducted by those having no personal knowledge of the matters concerning which inquiry is made, must of necessity be severe in its character or fail to accomplish that which was designed. It could not be expected that those who were thoroughly acquainted with the affairs concerning which the committee sought information would voluntarily assume the role of informers, especially when the in-

formation might tend to impeach their own honesty or integrity, as it would be likely to do, if aught was wrong, and their relations with the transaction were such as placed them in possession of all its details. Therefore in nearly every instance where the testimony tends to impeach the good faith or honesty of any particular account or transaction, except as to Governor Taylor's testimony and that of witnesses Bird, Hacker, Lund and Dean, the information was derived in the first instance from those who casually came in possession of the facts, instead of those having personal knowledge of them. Owing therefore to the peculiar situation of an investigating committee composed of those who were strangers to the business forming the subject of the investigation, as was the case with this committee, it is not improbable that in our endeavors to make the investigation as thorough as possible, with such means as were at our command, the names of parties who may not have been responsible for the situation of affairs, were connected with the investigation, and that, too, in some instances, in such a way as to somewhat reflect upon their honesty and integrity.

Were the committee, however, to decline the investigation of any particular account or transaction until it was first clearly demonstrated just who would be affected by the inquiry, and in what manner, their labors would soon come to naught; and we can only add in this connection that it is very unfortunate that any cause for an investigation should have existed, and equally so, that individuals should have sustained such relations to the subject matter of the investigation as to make it necessary for the committee to associate their names with it in a public manner, such as the proper discharge of our duties made it incumbent upon us to do. However, the acts of such parties in connecting themselves with the transactions forming the subject of investigation were, for aught that appears, voluntary, while the acts of the committee have been compulsory and such as they could not well avoid, in the proper discharge of their duties.

Having submitted these preliminary considerations, the committee would now call attention to the

#### GOVERNOR'S CONTINGENT FUND.

It seems that it has hitherto been the custom of the Legislature of this state to appropriate for the use of the governor, from time to time, certain sums of money which form and have usually been designated as the "governor's contingent fund." The amount of the appropriations seems to have varied from year to year, apparently as the wants and necessities of public business required, and the use made of the fund, and for which it seems to be designed is, to meet and defray the necessary expenses of the executive office for which specific appropriations cannot be made in advance by the Legislature. To enumerate the probable items of expense properly chargeable to this fund would require more space in this report than the corresponding benefits might warrant, especially as the



testimony herewith submitted discloses the general character of such disbursements.

The committee frankly concede that expenditures from this fund are largely within the discretion of the governor, and for that reason he should not be held accountable for errors in judgment if the transaction is founded on good faith, and the expenditure bears the semblance of having been made for the public good. Nevertheless, as the governor is merely the agent of the people, having control of the money belonging to the contingent fund, as a public fund, and in trust for the people, he should, in the opinion of your committee, be held strictly responsible to the public, for the moneys belonging to the fund, in so far as may be necessary to prevent any diversion of their use from the purposes designed by the legislature in creating the fund, and to require a correct and accurate account of the fund to be kept in the executive office, and proper vouchers to be filed therein for all disbursements made from such fund. The mere fact that an appropriation is made for this fund, should not of itself be sufficient to warrant the governor in disbursing the same unless the necessities contemplated by the legislature for the expenditure arise; nor can it be reasonably contended that if appropriated and expended it must be conclusively presumed that the expenditure was properly made. It seems to be the prevailing impression, however, that the moneys constituting the contingent fund, belong to the governor and consequently that he cannot be held accountable for their use. If this view be correct, then why not make the appropriations to the governor absolutely, without imposing or prescribing the condition "for a contingent fund?" This theory, although a mistaken one, may have been based upon the practice which prevailed while the salary of governor was only \$1,200, and no restrictions were imposed by the constitution as to the payment of the governor's expenses. It was then generally understood that, owing to the meager salary which the governor received, the contingent fund was created for the governor's private use. But whatever force this view of the subject may have been entitled to, prior to the adoption of the amendment to the constitution, increasing the salary to \$5,000, and declaring that the same shall be in full for all traveling and other expenses incident to his duties, there can now be no question that the governor is virtually prohibited from using any of the moneys belonging to this fund for private purposes. And if not for private purposes, then the fund must have been created to be used in the interests of the public and the people who contributed the means for its creation, and if so, the public should be accorded the right of inquiring into the manner and purposes for which the expenditures are made. Entertaining these views as to the accountability of the governor for the proper use of the moneys belonging to this fund and deeming that some of the avenues to an improper or improvident use or expenditure of the same may thus be closed, the committee would submit to your excellency the propriety of recommending the passage of a law requiring the governor to render to the legislature an annual account of disbursements and expenditures made

from the contingent as well as all other funds placed at his disposal or under his control, in the same manner as other state officers are now required to report to the governor by law. In the light of past and very recent experience such a law would seem to be both wholesome and wise.

#### GOVERNOR WASHBURN AND THE CONTINGENT FUND.

At the time Governor Washburn entered upon his duties as governor, there was then in the state treasury to the credit of the contingent fund the sum of.....	\$ 952 13
The Legislature of 1872 appropriated the further sum of.....	2,000 00
Total amount of contingent fund at his disposal.....	2,952 13
During the two years of Governor Washburn's administration he expended from this fund a total of.....	896 89
Leaving in the fund at the close of his administration.....	2,055 24

Showing that the appropriation of 1872 had not been encroached upon. The committee found proper vouchers on file in the executive office for all expenditures from the contingent fund by Governor Washburn during his administration, with but two exceptions. The first was an expenditure and charge of \$62.50, for 25 vols. International Prison Congress Reports, for which a bill on postal card, approved, on file as a voucher, without any receipt for the money attached. Gov. Washburn explained by reading from a letter book on file in the executive office as a part of his testimony, a copy of a letter written by his private secretary, C. J. Martin, sent with draft on New York for the amount in payment of bill. The second charge without voucher is for \$50, for which a bill was found on file apparently in the hand-writing of Mr. Martin, private secretary, setting forth a similar state of facts to that contained in the following abstract of Gov. Washburn's testimony in explanation of the same. Gov. Washburn testified that \$25 of the amount was for the expenses of his private secretary, Mr. Martin, going to St. Paul as a witness and attending court as such in the St. Croix Land Grant case, in excess of the fees allowed by law, and that the other \$25 was for minor office expenses for the entire two years of his administration, which was kept in detail from time to time in a memorandum book, and finally entered in the contingent fund account.

#### GOVERNOR TAYLOR AND THE CONTINGENT FUND.

Amount of moneys in state treasury and turned over to Gov. Taylor by his predecessor at the commencement of Governor Taylor's administration belonging to contingent fund was.....	\$2,055 24
Appropriated by Legislature of 1875.....	1,000 00
Total amount placed at the disposal of Gov. Taylor.....	3,055 24
Total amount expended during his administration.....	2,891 05
Balance in contingent fund at the close of his administration.....	164 19

The expenditures from contingent fund by Governor Taylor are \$1,995.16 in excess of the amount expended by Governor Washburn. Governor Taylor, in his testimony, accounts for the much larger expenditure from this fund during his administration than during Governor Washburn's, by stating that he disbursed some \$1,200 or \$1,300 from this fund for purposes which might properly have been paid from other funds. Also that during his administration, owing to the passage of the Potter Law, additional expense was incurred, aside from that which was usual with the office during Governor Washburn's administration. This, however, still leaves the expenditures during Governor Taylor's administration for the same purposes for which Governor Washburn disbursed moneys from the contingent fund, about double the amount expended by Governor Washburn. Governor Taylor testifies further in relation to this fund, that he disbursed therefrom \$400 to \$500 for railroad fare and other personal expenses incurred by him while traveling on official business within the state, and that when such sums are deducted his expenditures from contingent fund will only be a few hundred dollars in excess of those of his predecessor. It appears from the testimony that Governor Washburn paid no railroad fare while traveling within the state during his term of office; he was permitted to accept free passes, and that he did accept the same, and used them while Governor Taylor was prohibited from accepting railroad passes by law; and Governor Taylor testifies that he was obliged to pay his railroad fare while traveling on official business within the state, with but one or two exceptions.

The committee would suggest, however, that the constitutional amendment, ratified by the vote of the people in 1869, increasing the annual compensation of the governor to \$5,000, provides that such sum "shall be in full for all traveling or other expenses incident to his duties." Consequently a payment of the governor's traveling or other personal expenses while within this state, from the contingent fund, would be contrary to the provisions of the constitutional amendment. Such expenditures being unauthorized by law, and virtually prohibited by the constitutional amendment, Governor Taylor should, in the opinion of your committee, be held accountable for the moneys so appropriated to his own use. The committee found no charges in the contingent fund account, or elsewhere during Governor Washburn's term, for personal expenses of any character incurred within the state.

#### GOVERNOR TAYLOR'S DISBURSEMENTS, FOR WHICH NO VOUCHERS APPEAR.

The following are the entries of disbursements from the contingent fund during Governor Taylor's administration, for which the committee found no vouchers on file, together with an abstract of Gov. Taylor's testimony in relation to the same, viz.:

May 13, 1874. Expenses to, from, and at Milwaukee, on R. R. business.....	\$15 00
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Testimony: Supposed it to be correct; didn't remember anything particular about it; never took receipt for railroad fare, buss

fare or hotel bills, or any such small matters; thought he was traveling on official business; went to Milwaukee several times on railroad business; could not state what particular business he was engaged in.

May 13, 1874. Charity to (blank)..... \$5 00

Testimony: Presumed it was money handed to some one who came into the office, or whom he met in the road and asked it; was in the habit of giving \$5 to \$10 to those who seemed to need it; was often importuned in January, for money; kept an account for February of how much he paid for charity out of his own pocket, and it amounted to \$110 or \$112; learned from some friend that it was one of the legitimate objects of contingent fund to pay such demands, and thereafter charged some of such payments to that fund.

July 25, 1874. Paid traveling expenses to Iowa..... \$25 00

Testimony: Remembered about it; part of two charges in it, was in connection with Fox River Improvement; spent some \$80 or \$90 on the whole trip, as he recollected; was partly engaged on his own business; judged it would not be improper to charge that portion of expense to Fox River Improvement.

July 24, 1874. Transportation for indigent soldiers..... \$26 35

Testimony: Could not explain particulars about it; presumed it to be correct and that entry was made by his direction, and thought disbursement was made for purposes indicated; sometimes gave parties direct means for helping them forward; sometimes gave them orders on railroad managers, and sometimes procured tickets for them, as was most convenient; when orders were given, the railroad company would return the orders when they got the money; did not think orders were then used as vouchers; did not remember minutiae of transaction; had been largely the practice of governors to draw on contingent fund to furnish transportation for indigent soldiers when they appeared in indigent circumstances; was not particular to take vouchers; tried to keep an account of money paid out; never looked over the entire volume of vouchers of his predecessors: sometimes he did this business, and sometimes his private secretary did it.

August 1, 1874. Expense to and from Milwaukee of staff to attend Light Guard anniversary..... \$47 65

Testimony: Includes his own expenses also; balance of charge above vouchers of \$17.25 was for hack hire and small items, for which no vouchers were taken; was of impression that \$47.65 was expended at the time for purposes mentioned; remembered being there at the time, but details of expense did not remember; thought it was rather an inspection of all the companies in Milwaukee, than an anniversary; could not say whether or not it had been the

custom for the executive to pay the expense of attending military inspections from general fund; did pay a good deal out of contingent fund, which he could have had paid out of other funds.

August 14, 1874. Paid transportation for indigent soldiers, Indians and others..... \$17 00

Testimony: Presumed it was correct; presumed the expenditure was made for purposes named in the entry.

September 14, 1874. Traveling expenses on official business..... \$50 00

Testimony: If for a trip which he made to Milwaukee and Chicago, part would be for expenses of traveling in this state, and part while outside of this state; could not recall whether this was for that trip or not; made such a trip, thought, about that time, but didn't know whether this was for that trip or not; was willing to swear that he had no doubt but that the charge was correct and the money expended as charged, but did not remember details of it.

Oct. 28, 1874. Paid printing..... \$18 00

Testimony: Did not remember about items; didn't know what that printing related to.

Nov. 21, 1874. Expenses of inspection of Central and Valley Railroad. \$27 50

Testimony: Remembered of being up and down those railroads thought he was then traveling in his capacity of governor of the state; was his opinion that expenses were incurred as charged; thought charge was for expenses for traveling wholly within the state.

Nov. 21, 1874. Subscription to *Milwaukee Advertiser*..... \$8 00

Nov. 21, 1874. Subscription to *Milwaukee See Bote*..... \$8 00

Nov. 25, 1874. Transportation and subsistence of indigent soldiers, Indians, and others to date..... \$38 25

Testimony as to last three entries: Could not give any more definite information than appears from the entry; last entry includes nothing that was previously charged for; at time, either had memoranda of items of charge, or made it from memory, or both; didn't know whether memoranda, if any was made, was in existence or not.

Dec. 7, 1874. Subsistence of indigent men..... \$2 50

Testimony: Was susceptible of no explanation other that appeared from the entry.

Jan. 6, 1875. Paid subsistence and transportation to indigent soldiers, Indians, and others, and telegraphing..... \$19 60

Testimony: Could offer no explanation; thought it correct, however; Indians were those who had been removed to Nebraska, and

came straggling back, and would come to him, and they having no money, he would furnish them transportation.

Jan. 6, 1875. Expense of visiting charitable institutions at Waupun, Oshkosh, and Milwaukee, in December, 1874..... \$26 50

Testimony: At time expenses were incurred he was traveling in his capacity as governor; was invited to visit those institutions, as governor, and supposed it to be his duty to do so; thought the money was expended as charged for.

Feb. 16, 1875. Expenses Washington's birth-day celebration..... \$5 00

Testimony: Presumed he gave the money to somebody himself, or secretary; was quite probable that there was some mistake in date; might have been given to some one in preparation for the event; didn't remember who it was given to.

March 12, 1875. By paid bill rendered this day, telegraphing, charities, grasshoppers and indigent soldiers, newspapers, and traveling expenses on executive business, (See bill)..... \$207 75

Testimony: Did not know of any erasure in entry of items; could not tell where bill was, nor what portion related to traveling on executive business; thought it was for traveling within the state; didn't know anything about the alteration, nor could he state what the first entry was; kept but very little account of the expenditures himself.

Dec. 31, 1875. Express charges paid to date..... \$91 71

Testimony: Was inclined to think there was a mistake in charge; didn't think bill amounted to that; had seen Mr Bird once, and talked with him about that very thing, and told him thought it was a mistake; probably was about five months' business included in charge; thought there was evidently a mistake there, but had no idea as to what proper charge was; had not seen books since they were written up; aggregates were made up from accounts which were kept, some by the messenger, some by Col. Bird, and more by himself; thought in this particular account, some other account must have got mixed, and thought so because he did not think express business would amount to that sum.

Dec. 31, 1875. Paid fees and expenses of attorney in Superior harbor case..... \$100 00

Testimony: He paid that to Wm. Welch, of Madison, as a retainer; Welch thought he ought to have \$500, then \$250, and finally he told Welch he would give him \$100 as retainer and he must look to the legislature or governor for the rest; thought Welch got back about the time he went out of office.

Dec. 31, 1875. By paid traveling expenses of governor and private secretary in examining different railroads, Wisconsin and Fox River Improvement, and in discharge of the official duties requiring their presence in different parts of the state..... \$285 96

Testimony: There was a bill once for that charge; myself and private secretary traveled around in different parts of the state at different times. Went over most of the railroads; thought that did not include any portion of previous expense charged for examining railroads. Could not be positive; did not think there was any double charge for same disbursement but could not say; thought then there were no double charges; thought the visiting railroads was during the last five months of year 1875; traveled over the Northwestern, St. Paul, Central, Green Bay, and Western Union railroads; was in pursuit of general information; very often there was complaint from different quarters which he went to see about. Went to Tomah in fall of 1875; generally kept an account of expenses in his mind or on paper; one thing, went over Northwestern for was to find out about their lands; had been represented to him that they drew certain lands in a different locality from where the road is now located; went up on Central once to make examination of road; once in fall of 1875; went to examine their road preparatory to giving them certificates for drawing lands; was on their road two or three other times during the season; nothing charged in bill but what was incurred on official business; expense in regard to Fox River Improvement was in fall of 1875; only went over the route once; always had to pay railroad fare while he was governor; was prohibited from traveling otherwise; the Fox and Wisconsin Improvement company paid his expenses or a portion of them, once; thought in June or July of last year; there was a memoranda of items for charges once, and was footed up and charged; amount was actually expended by him.

Dec. 31, 1875. Paid transportation and clothing of indigent soldiers from April 29, 1875, to date..... \$75 85

Testimony: He applied to this, the general explanation previously made in regard to such charges.

Dec. 31, 1875. Paid expenses preparing for Centennial, decoration day, Fourth of July, entertaining railroad commissioners from other states, and other miscellaneous expenses, to date..... \$169 65

Testimony: He remembered about the railway commissioners coming here; could not say how much was expended in entertaining them; nor how much was expended in relation to the 4th of July; it was his opinion that the amount was actually disbursed as stated; charge for entertaining railroad commissioners goes back more than a year; for decoration day, goes back several months; thought the amount for entertaining railroad commissioners was kept by railroad commissioners of this state; most always when he paid anything at his desk he put a memorandum on an envelope in corner of his drawer, and when he paid any bills away from home he usually kept the account in a pass book; didn't think he told his private secretary about August 1875, that he (Taylor) would take charge of paying the bills after that; he might have told him so; when they first began, he used to draw \$100 at a time and put

it in safe and private secretary always carried the key to the money drawer, and when private secretary was gone he (Taylor) had to pay the bills; at last he did most of the paying because private secretary was gone more.

Dec. 31, 1875. Paid for newspapers, reports, circulars and public documents, and miscellaneous printing, to date..... \$156 75

Testimony: The newspaper bill was quite a large one, with him; gathered up the newspapers that were coming, to know what they would have to pay for them, and figured it up; was not all paid at the time, but had since paid over \$50 or \$60, since his term of office expired; thought he must have taken 40 or 50 newspapers; could not remember about the reports or circulars, or public documents; didn't know as he remembered what was embraced in the phrase "miscellaneous printing to date."

Dec. 31, 1875. Transportation, subsistence, relief, and contingent expenses of indigent Indians and other persons, other than soldiers, in needy circumstances, from April 8, 1875, to date..... \$159 90

Testimony: Could give no more definite information as to this; they spent the money and had the bills for it, and made out a general bill for it at final settlement; didn't know whether he had or could find the original memoranda or not. He thought, when they made out these general bills the memoranda were generally thrown into the waste-basket. He never went away from home but he was importuned by some beggar, or to contribute to some charitable object, and he always had to contribute. It was his opinion that the amount of \$159 90 was actually expended for the purpose named in the entry.

Dec. 31, 1875. Telegraphing on official business to date, ..... \$52 25

Testimony: Thought the charge was correct. He found, the other day, in some papers pertaining to another matter, a paper upon which this thing was figured; that is the paper. He had paid \$6 30 since that settlement was made. His whole telegraphing, for his whole term, was less than that of either of his two predecessors: The items charged December 31st, are, in the main, items accruing between August 1st and December 31st. In regard to charge Dec. 31st, for aid to indigent soldiers, and charge the same day for aid to Indians and other persons other than soldiers, had to say that that was a final closing up of all the expenditures of the office for those purposes. He did not know whether or not the charge of \$75 85 included all the expenditures for soldiers and indigent persons. He did not know as he had anything to say more than he had said before. It was the close of his administration, and they tried to settle up all the affairs of the office. He furnished clothing to indigent soldiers. He bought a pair of shoes one time; the indigent soldiers seemed to be from all quarters; not alone from the institution in Milwaukee. He could not say what portion of the \$75 85 was paid for transportation, or what portion



for subsistence, or what portion for clothing. He could not give any more definite explanation of those charges than he had previously made.

The committee would further submit, that the difference in the amount of expenditures from the contingent fund, upon a comparison of the accounts of the two administrations would, after accounting for the sums above mentioned in the manner set forth in the testimony of Governor Taylor, seem to arise out of the items charged to the account for relief, subsistence, etc., furnished to Indians, soldiers, and other indigent persons.

It appears from the accounts, that while Governor Washburn expended but \$96 80 for such purposes, and for which there are proper vouchers on file, Governor Taylor has charged as having expended from the same fund, for like purposes, with the exceptions stated below, the sum of \$540 45, for which the committee found no vouchers. In a charge of \$19 60, being one of the items making up this amount, is also included "telegraphing," and in another of \$207 75 is included "telegraphing, charities, grasshoppers, newspapers, and traveling expenses on executive business." Governor Taylor was unable to state what portion of these two charges was for relief to indigent Indians, soldiers, and others, or what portion was for the other purposes named.

The committee cannot close this branch of their report without calling attention particularly to the irregular and unusual manner in which the contingent fund account was kept in the executive office during the last few months of Governor Taylor's administration. It appears that on the 31st day of December, 1875, only three days prior to the close of Governor Taylor's term, there was charged to that account over \$1,000, for which no vouchers appear on file, and that no entries had been made in that account for several months previous. The amount so charged is claimed to have been expended during the preceding five months or more, but it seems needless to suggest that no sufficient apology can possibly be made by a public officer for such an irregular mode of keeping the accounts of disbursements from a public fund. The absence of vouchers, the much larger charges made for like purposes than under the preceding administration, the general terms used in the entries, commingling charges for items so varied and dissimilar in their nature, and the unsatisfactory character of the testimony offered or obtained in explanation of the irregularities, cast such a shadow of suspicion upon these accounts as to leave Governor Taylor subject to the severest censure. In fact, it is patent upon the face of some of the entries that there was little or no occasion for the charge.

The committee would next call attention to the expenditures by Governor Taylor from the fund known as the

#### RAILROAD LAND GRANT MAP FUND.

The legislature, by chapter 241, laws of 1875, appropriated out of the fund derived from trespass on the land granted to the state, to

aid in the construction of railroads, by acts of congress approved June 3, 1856, and May 5, 1864, the sum of \$500, for the purpose of procuring from the United States such full and complete maps, plats, and lists of such lands, as would show what sections and parts of sections had been reserved from sale by the general government under said acts, etc., and to pay all expenses incurred under said chapter 241. The committee found that the following bill rendered by Governor Taylor in his own favor, was paid from this fund on warrant dated December 11, 1875:

*The State of Wisconsin,*

*To W. R. TAYLOR, Dr.,*

To expenses incurred under chapter 241, laws of 1875, as follows :

To expense of trip to Washington, in June, 1875, to procure the maps, plats, and lists mentioned in said act, and expenses while there examining maps, plats, and lists of lands granted to Wisconsin in aid of railroad companies.....	\$220 00
To paid attorney for counsel, and examining records and files of commissioner's office.....	50 00
To paid Commissioner of General Land Office.....	25 00
Total.....	<u>\$295 00</u>

Governor Taylor, in his testimony, states that the \$25 item charged in the bill, was the cost of the map itself.

The committee, in a former part of this report, called attention to the constitutional amendment, which, in effect, prohibits the governor from charging the state with his traveling or other expenses incident to his duties, and here submit that there is much doubt as to whether this amendment prohibits the governor from paying his traveling or other expenses incurred without the state, from the contingent or such other fund as may have been provided for advancing or promoting the interests, or accomplishing the purposes, for the benefit of which the expenses were incurred. The committee are inclined to the opinion that such prohibition does not extend to such expenses of the governor as may have been incurred without the state. Section 7, of article 5, of the state constitution, among other things, provides that in the absence of the governor from the state, the powers and duties of the office shall devolve upon the lieutenant-governor, until the governor shall have returned. Prior to the repeal of section 5, of chapter 10, Revised Statutes of 1858, by chapter 137, laws of 1864, the salary of the governor ceased during his absence from the state, and the same was to be received by the lieutenant-governor, in full for his services. But chapter 137, laws of 1864, repealed that portion of section 5, above mentioned which provided that the salary of the governor should cease during his absence, and further provides that the compensation of the lieutenant-governor, while acting as governor, shall be \$5 per day.

It seems from these provisions that the forms and duties of the

governor cease the moment he passes the state line, and the same thereupon vesting devolve upon the lieutenant governor; hence during the absence of the governor, the lieutenant governor is governor for all purposes whatever, and the absent governor can exercise none of the powers or authority, or discharge any of the duties of governor. His jurisdiction as governor is circumscribed by state limits unless he be absent in time of war at the head of the military forces of the state with the consent of the legislature, in which event he would, as the constitution provides, continue commander in chief of the military force of the state. It is therefore evident that expenses incurred without the state are not incident to his duties as governor, for he possesses none of the powers and can discharge none of the duties of governor, except in the one instance stated, and that is when absent from the state at the head of the military forces of the state in time of war with the consent of the legislature, he continues commander in chief of the military forces. It is also clear that as the law now stands the governor is not expressly prohibited from drawing his salary for the time he may be absent from the state, and if it be improper for him to receive salary for such time it must rest upon the principle that while so absent he is not in a position to render services as, or discharge the duties of, governor, and therefore should receive no compensation as such. The committee do not, however, regard the drawing of the salary for the time the governor is absent from the state an act inviting censure, for the reason that while so absent, if absent on the business of the state, although he is not in a position to discharge the duties of governor, he is acting for the state, and his time and services should be paid for by the state. Whether he should draw his salary for the time as compensation or be paid by an appropriation made by the legislature, is probably a question of indifference to the state, and the committee are of the opinion the drawing of the salary as compensation would be more to the advantage of the state than to pay by special appropriation, as appropriations in payment for such services are usually much larger than the salary of the officer for the time would amount to. Governor Taylor charges nothing for services in the above bill, and the committee therefore see no reason for censure in the fact that his personal expenses were paid from the fund stated, and his salary drawn for services during the time he was abroad. Whether the legislature contemplated that the governor should make a trip to Washington in person for the purpose of procuring the maps, &c., mentioned in the act, is a question of but little importance, as the expenditure of the fund is largely within his discretion, if used for the purposes named in the act.

#### FOX AND WISCONSIN RIVER IMPROVEMENT FUND.

The legislature at its annual session in the year 1872, appropriated the sum of \$5,000 for the purpose of promoting the interests of this improvement, and placed the amount at the disposal of the governor, to be expended in such manner as in his judgment would best subserve the purposes designed.

Governor Washburn disbursed from this fund during his administration  
the sum of.....\$2,639.69

All of which was paid to ex-Governor Fairchild for services and expenses incurred, as stated by Governor Washburn in his testimony, in promoting the interests of the improvement.

The amount paid Governor Fairchild for expenses was..... \$689 69  
For services.....2, 000 00

Governor Washburn testifies that he employed Governor Fairchild to go to Washington at the request of the friends of the improvement, as they regarded him the proper man to go there. The objects to be obtained were to have Congress adopt the work and appropriate money to carry it on; that Governor Fairchild was employed to look after the interests of the improvement before Congress, with a view to securing favorable legislation, and that Congress did, as the result of such labors, adopt the work and appropriate the sum of \$300,000 to be expended for the prosecution of the interests of the improvement.

Governor Taylor expended from the same fund the following sums:

November 24, 1875	Charles D. Robinson.....	\$200 00
" " "	W. J. Abernethy.....	800 00
December 10, 1875—	W. J. Abernethy.....	200 00
June 15, 1875—	C. D. Robinson.....	900 00
May 5, 1875—	W. J. Abernethy.....	100 00
May 15, 1875—	By cash.....	500 00
November 16, 1875—	H. Merriam.....	160 00

Total expended by Governor Taylor.....2 360 00

Governor Taylor, in his testimony, explained that such sums were paid to the parties named, for services performed and expenses incurred in promoting the interests of the improvement, in 1874 and 1875, except as to the item of May 15, 1875, "by cash \$500," which he states was drawn by himself, and that he expended it for the interests of the improvement, but how, when, or in what particular way, or to whom paid, he was unable to state to the committee; and, furthermore, in giving his testimony, stated that he preferred not to explain or particularize as to how the money was used. The testimony of Governor Taylor in relation to the expenditure of this sum leads to the irresistible conclusion that it may not have been expended in the interests of the improvement. The committee are of the opinion, speaking of it in the mildest terms of which it is susceptible, that Governor Taylor, by his own testimony, has rendered himself liable to the suspicion of having misappropriated the sum of \$500 belonging to one of the public funds of the state, known as the "Fox and Wisconsin River Improvement Fund," and should be held accountable for the return thereof to the State treasury.

The services rendered by the parties named, Governor Taylor states in his testimony, in brief, to be such as seemed

necessary to secure favorable legislation by Congress, and generally to advance the interests of the improvement, and that subsequently Congress made another appropriation of \$500,000 for the benefit of the improvement. Governor Taylor's testimony is very vague, uncertain, indefinite, and unsatisfactory as to the manner of the employment of some of the parties named and the services rendered.

#### SUPERIOR HARBOR FUND.

The legislature of 1871 appropriated the sum of \$5,000 for the protection of Superior harbor, and in 1872 a further appropriation for the same purpose of \$10,000 was made by the legislature of that year. The history of the Superior harbor difficulties and the purposes for which the appropriations were made, are matters of such recent public and state concern that we do not deem it necessary to review the history of the same in this report.

#### GOVERNOR WASHBURN AND "SUPERIOR HARBOR FUND."

Governor Washburn expended from this fund during his administration  
the sum of.....\$6,184 16

All expenditures from this fund are paid upon the governor's warrant certifying that the person named in the warrant is entitled to the sum stated from that fund. The warrants for disbursements from this fund made during Governor Washburn's administration, are all in favor of third persons with but one exception. The exception consists of one warrant drawn by Governor Washburn in his own favor for \$219.00, February 3, 1873, for expenses to New York and Washington in settling the Superior harbor difficulty. As this disbursement was for the payment of the governor's expenses while out of the state, we can only apply to it the same explanation contained in this report with regard to a charge made by Governor Taylor for expenses on trip to Washington, entertaining the belief as hereinbefore mentioned that it would be proper, notwithstanding the restrictions imposed by the constitutional amendment, to pay such expenses from such fund as may be provided for the purposes or enterprise, in the interests of which the expenses were incurred.

For particulars as to the expenditures from Superior harbor fund by Governor Washburn, where moneys were paid on warrants issued to third parties, reference is made to the testimony of Governor Washburn, herewith submitted.

#### GOVERNOR TAYLOR AND SUPERIOR HARBOR FUND.

Governor Taylor disbursed from Superior harbor fund during his administration, the sum of.....\$1,238 65

The warrants for disbursements made from this fund by Governor Taylor, were all drawn in favor of third parties, with but one exception, which is as follows :

*Nov. 25, 1874. By Wm. R. Taylor, for expenses incurred in protecting Superior Harbor.....*\$500 00

It appears from the testimony of Governor Taylor and I. C. Sloan, that this sum was held by Governor Taylor from November 25, 1874 until March 2, 1876, two months after the close of Governor Taylor's administration, and over fifteen months from the time the same was drawn from the state treasury by Governor Taylor, and then paid to Mr. I. C. Sloan, for legal services rendered in 1874 and 1875, and for which Mr. Sloan had previously rendered a bill which Governor Taylor, while governor, refused to pay, and that the payment March 2, 1876, was made to Mr. Sloan without any bill having been presented by Mr. Sloan, or any demand being made from the time Governor Taylor refused to pay the first bill rendered by Mr. Sloan. It further appears from the testimony that it is not at all probable that Governor Taylor would have parted with the money so paid to Mr. Sloan, had it not been for the prospects of an investigation. The entry in the Superior harbor fund clearly indicates that the expenses had already been incurred at the time of making the entry, whereas the subsequent payment of the sum to Mr. Sloan shows conclusively that the entry was false when made, and that the expense had not been incurred, and that the inevitable conclusion under all the circumstances is that at the time the \$500 were drawn by Governor Taylor from the treasury, he intended to appropriate it to his own use, and that the prospect of an investigation is all that compelled him to disgorge.

The committee would submit that Governor Taylor's conduct, according to his own testimony and the entry in the account, prove beyond a question of doubt that he was conscious of having possessed himself of this money unlawfully. If the money so drawn by Governor Taylor had not been expended for the legitimate purposes designed by the Legislature at the close of his administration, he should have returned it to the treasury of the state, and a carrying of the same away with him was contrary to law and every principle of common honesty. The payment to Mr. Sloan was unauthorized and should not be recognized as relieving Governor Taylor from liability to the state for the return of the same to the public treasury. Governor Taylor was neither a state officer or an agent of the state in making such payment, and the act should not receive the sanction or approval of the state authorities. As to the particular purposes for which the other sums named were disbursed from the fund by Governor Taylor, and to whom paid, reference is made to the testimony of Governor Taylor accompanying this report.

#### EXECUTIVE STATIONERY.

The executive office is supplied with stationery by the superintendent of public property. It is drawn from that office upon the written requisition of the governor or his private secretary. It appears from the testimony herewith submitted that the executive

stationery proper consists of official note and letter heads, and official and tinted envelopes. The greater portion of the expense for stationery may be included under the head of official stationery. The miscellaneous stationery consists of legal cap, letter and note, and all other paper and envelopes not of an official character, pens, pencils, and desk outfits, &c.

#### GOVERNOR WASHBURN AND EXECUTIVE STATIONERY.

The value of stationery drawn for executive office during Governor Washburn's administration was as follows :

For the year 1872.....	\$422 99	
For the year 1873.....	185 35	\$608 34
<hr/>		
During the year 1872, the adjutant-general drew the stationery for his office through the executive office, which the testimony shows, amounted to.....	\$100 00	
The official stationery drawn from the executive office in 1872 and 1873, and included in the above, amounted to.....	256 25	356 25
<hr/>		
Miscellaneous stationery for executive office in 1872 and 1873		252 09
<hr/>		

Embraced in the miscellaneous stationery for 1872 and 1873 are the stationery bills of the Park commissioners, the amount of which, owing to the absence of the commissioner who drew the same, the committee were unable to ascertain. The official stationery drawn for 1872 and 1873, had been previously ordered, and it was merely removed from the superintendent's office to the executive office, and the supply lasted during the two administrations of Governors Washburn and Taylor, and it is estimated by the witnesses familiar with the office and its business that the envelopes will last for one-half of Governor Ludington's administration.

#### GOVERNOR TAYLOR AND EXECUTIVE STATIONERY.

The value of stationery drawn for the executive office during Governor Taylor's administration was as follows:

For the year 1874.....	\$102 45	
For the year 1875.....	249 99	\$352 44
<hr/>		

The stationery drawn for 1874 and 1875 is all miscellaneous stationery, and of the amount drawn for 1875, \$165.67 thereof was drawn in December, 1875, and January, 1876. For further particulars in relation to the executive stationery, reference may be made to the testimony of Governors Washburn and Taylor, and the witnesses Hacker and Bird.

#### EXECUTIVE POSTAGE.

Postage stamps for the executive office are obtained on the requisition of the governor or private secretary, on the postmaster at

Madison, and the accounts for the same are audited by the secretary of state. Postage stamps ordered for the executive office for the years 1872-3-4 and 5, including box rent, was as follows:

For 1872.....	\$223 33	
For 1873.....	290 85	
		\$514 18
For 1874.....	150 14	
For 1875.....	385 20	
		<u>\$535 34</u>

For further particulars concerning the postage accounts of the two administrations, reference may be had to the testimony of Governors Washburn and Taylor, Private Secretary Bird and Messenger Hacker. In closing this report, so far as the executive office is concerned, the committee would add that the postage stamps taken by Governor Taylor from the executive office at the close of his administration, were small in amounts and value, and probably were only sufficient to enable him to close out his correspondence relating to public business during his term, of which there must have been more or less for him to do, as the natural result of being governor of the state for the term of two years. The testimony does not show that the boxes removed from the executive office for Governor Taylor during the last two or three weeks of his term, contained any public property other than the map, which after a time was returned to the executive office, (and a history of which may be found in Mr. Hacker's testimony,) or any other property which he was entitled to remove, unless it be that it was improper for him to remove the stationery drawn for the office during the months of December, 1875, and January, 1876, or a large portion thereof. If any other public property was removed for or by Governor Taylor, it is not disclosed by the testimony, nor could the committee find any proof thereof.

#### SUPERINTENDENT OF PUBLIC PROPERTY.

An examination and comparison of the books and vouchers of A. A. Meredith, superintendent of public property for the years 1872 and 1873, and the testimony of Mr. Meredith in relation to the business of his office during his term, covering the years 1872 and 1873, show the accounts to be correct, and that the duties of the office were discharged with fidelity and integrity. So far as the committee were able to discover, the business of the office was conducted in an honest and upright manner, and no testimony or information to the contrary could be found or obtained by the committee.

A statement of the stationery issued by the superintendent of public property during the years 1872 and 1873, to legislative committees, on the requisition of the chairmen of such committees, and to the employes of the Legislature during the same time, is herewith submitted with and as a part of the testimony of H. H. Himebaugh, assistant superintendent under Mr. Meredith. During



the years 1872 and 1873, the law did not prescribe any limit as to the amount of stationery which might be drawn by the chairmen of legislative committees, leaving it in their discretion to draw such an amount as seemed necessary. In 1874, the amount of stationery to be drawn by any one committee was limited in value to ten dollars, by chapter 189, session laws of that year.

E. B. DEAN AS SUPERINTENDENT OF PUBLIC PROPERTY.

It appears, from the records and testimony, that E. B. Dean was superintendent of public property from the beginning of Governor Taylor's administration until the first day of July, 1874, when he was removed for cause. It further appears by the testimony taken by the committee, and the books, accounts, and vouchers in the superintendent's office, that E. B. Dean was a defaulter during the time he was superintendent of public property, in the sum of \$448.97; that such sum has not been refunded by Mr. Dean, or the deficiency made good by his bondsmen, who are John H. Lewis, Darwin Clark, Nelson Dewey and William F. Vilas. The committee would further report that no legal steps had, at the time of taking the testimony on this investigation, been taken to recover from Mr. Dean or his bondsmen the amount of the above deficiency; that it appears, from the testimony of the Attorney General herewith submitted, that Mr. Dean's bond is perfectly good, and the amount can be collected of the bondsmen, and it seems no more than a plain duty to require immediate steps to be taken for the recovery of the amount of the deficiency, and thereby save the state from loss.

T. C. LUND AS SUPERINTENDENT AND ASSISTANT SUPERINTENDENT OF PUBLIC PROPERTY.

It appears from the testimony and records that T. C. Lund was assistant superintendent of public property, under Mr. Dean, and after Mr. Dean's removal was in charge of the office as assistant superintendent, until October 12th, 1874, and was superintendent of public property from that date until January 1st, 1875. The committee made an examination and comparison of the books, accounts and vouchers of the office during the time Mr. T. C. Lund was superintendent and assistant superintendent in charge, and took the testimony of Mr. Lund in relation thereto, and found the accounts correct, and that Mr. Lund had discharged his duties with fidelity and integrity.

JAMES G. KNIGHT AS SUPERINTENDENT OF PUBLIC PROPERTY.

The office of superintendent of public property, from January 1, 1875, to January 3, 1876, was held by James G. Knight. An examination of the books and a comparison of the vouchers and accounts of the office for that period of time, and the testimony taken in relation thereto show the same to be correct. A statement of the stationery issued by the superintendent of public pro-

erty during the years 1874 and 1875, to legislative committees, and employes of the legislature is herewith submitted as a part of the testimony of O. F. Blakely, assistant superintendent under Mr. Knight.

#### PAINTING CAPITOL BUILDING AND REPAIRING BOILERS THEREIN.

It appears from the evidence taken by the committee that during the year 1875, Superintendent Knight caused the capitol building to be painted, and the boilers used in the building to be repaired at quite a large expense to the state. Certain communications made to the Senate at its last session, in relation thereto, and reflecting somewhat upon Mr. Knight's official course, and his integrity, having been referred to the committee apparently for the purpose of bringing such painting and repairing within the scope of this investigation, the committee has taken testimony in relation to the same which is herewith submitted.

#### PANTING CAPITOL BUILDING.

Mr. Knight testified that instead of letting the work of painting by contract, he employed the men direct, and superintended the work himself, believing that such a course would operate as a saving to the state. The materials for the work seem to have been purchased at reasonable rates, and the only question that could be raised would seem to be as to whether the quantity of material purchased had been used in doing the painting. The committee have obtained no testimony sustaining the charge of collusion between Mr. Knight and the parties of whom the materials were purchased, or the persons employed to do the painting. Nor is there any evidence that the materials were not used for the benefit of the state; the committee therefore submit that the evidence taken fully exonerates Mr. Knight from all charges of improper conduct growing out of the painting of the capitol building in the year 1875.

#### REPAIRING BOILERS.

The three boilers in the capitol building were repaired in the fall of 1875, by Mr. Knight's orders, at an expense to the state of about \$2,318.90. The testimony of Mr. Eviston, the machinist and party employed by Mr. Knight to cause the repairs to be made, shows that the repairing of the boilers cost nearly as much as new boilers would have cost, and Mr. Eviston gives it as his opinion that if he were the owner of the property, exposed in case of an accident occurring in consequence of a defect in the boilers, he would replace the old boilers at once with new ones. His opinion as stated in his testimony is that it is not safe for the state to continue to use the boilers now in the capitol building. Mr. Knight's testimony, however, shows that *he* is of the opinion that it will be safe to use the boilers for several years. The committee, however, takes the position that the judgment and opinion of Mr. Eviston, who is a machinist of much experience, should be received in preference

to that of one not an expert in the particular business concerning which inquiry is made, and that it would be safer for the state to follow Mr. Eviston's suggestion than to hazard life and property by the use of old boilers, the safety of which, to say the least, is seriously questioned. When there is so much property, and so many lives exposed and endangered, as necessarily would be if an accident should occur in the capitol building, boilers should not be used, about the safety of which any question can be raised. If any doubts exist, the state authorities owe it to themselves and the people of the state to remove the defective boilers at once and replace them with new and safe ones. It is stated in the testimony that the expense of repairing the boilers was considerably increased, owing to the lateness of the season, and the necessity for keeping steam up in one or two of the boilers during the time the repairs were being made, in order to heat the building, &c., and that the men were obliged to do the work with a fire on one side or the other of them, and part of the time (while repairing the middle boiler), with fires on both sides of them. It appears from the testimony, however, that the defects were discovered as early as June 1875, and work was not commenced until nearly the close of August following, and that part of the repairs had to be made a second time, some of the new work having given out in about a month after the repairs were first made. The last job of repairs was done in November, 1875. The testimony shows that if the repairs had been commenced early in the summer and prosecuted with diligence, the work would have cost less, and while the committee has found no evidence of collusion between Mr. Knight and Mr. Eviston, still the work was, to speak of it in very mild terms, exceedingly unprofitable to the state, if, as Mr. Eviston testifies, it is unsafe for the state to longer use the same boilers. If Mr. Knight did not act as promptly in causing the work to be commenced, as he should have done, his testimony shows that he was detained by Governor Taylor. It also appears from the testimony that the probable expense of making the repairs could not have been estimated prior to doing the work, and the committee do not see wherein Mr. Knight is at fault, unless it be for not disregarding Governor Taylor's wishes in relation to the matter and commencing the work earlier in the season, so as to complete it during warm weather, when the men could have worked at a much better advantage, and thus lessened the expense to the state.

Before closing this report with reference to the office of superintendent of public property, the committee would suggest that a law requiring the superintendent of public property to make an annual report to the governor, both as superintendent and purchasing agent for the state, would seem to be necessary, in order to give the public such information concerning the business of the office as the people should be in possession of. Other state officers are required, under existing laws, to make annual reports of the doings and transactions of their respective offices, and in the opinion of the committee, the manner in which the business of the office of superintendent of public property must of necessity be conduct-

ed, only increases the force of this suggestion, when compared with the other state offices. This office is what might be termed a dual office. As superintendent of public property, he has charge of and possession of much of the state property in and about the capitol building. As purchasing agent, he purchases all stationery and much other property for the state. As superintendent, he charges himself with the stationery which he receives from himself as purchasing agent, and credits himself with the stationery which he issues. There are, however, no records kept of his doings as purchasing agent, more than what is made in the other state offices, which usually end upon showing that the superintendent has drawn the annual appropriation made for the purchase of stationery. It is evident, therefore, that much of the doings of the superintendent of public property is beyond the possibility of examination, and the earlier a reform in the present system is made, the better it will be for the people of the state.

The committee was limited in its examination to the accounts of the officers mentioned for the years 1872, 1873, 1874, and 1875, consequently no testimony was taken by the committee as to any of the state administrations prior to that of Governor Washburn, or subsequent to Governor Taylor's administration. Hence there is no proof whatever before the committee or submitted herewith as to what may or may not be excused for the sake of precedent, or what the prior custom of any of the officers named may have been. Whatever individual members of the committee may have learned in relation thereto is not a part or parcel of the investigation or proceedings of the committee.

In conclusion, the committee would submit that the purpose has been to make the investigation as thorough as possible, and at the same time to do the work in as brief a time and incur as little expense as seemed consistent with public interests and a conscientious discharge of duty. It is true, numerous other witnesses might have been called and examined, and the expense thereby greatly increased, but in the opinion of the committee the results would have been the same. Any persons however, who desired to become witnesses, either to exonerate themselves or for the public good, might have appeared before the committee and given in their testimony, but the authority conferred by the resolution providing for the investigation, did not seem to warrant the making of any unnecessary expense; and to such persons as may have had a desire to testify for personal reasons, and feel disappointed at not being called, we can only say that they should have voluntarily attended before the committee, and since they failed to do so must suffer the consequences of their own neglect.

The committee at its first meeting found that a clerk and sergeant-at-arms were indispensable, and accordingly appointed Rufus B. Smith, Esq., of Madison, clerk, and Mr. Wm. Buckley of Madison, sergeant-at-arms, of the committee, both of whom discharged their respective duties with the most perfect satisfaction to the committee. The rapid progress made with the examination of witnesses and taking the testimony is largely due to the proficiency

of the clerk, Mr. Smith, and it is due to him to say that he discharged his duties with ability and in a manner meriting the highest approbation.

Without adverting to the effects or results of the investigation, up to the present time, it will unquestionably result in much good for the future. Investigations operate as a check upon the loose practices of many public officers, and especially such as are charged with the care and disbursing of public moneys, and it may confidently be hoped that this investigation will have a salutary effect upon the conduct of our state officers in the future.

All of which is respectfully submitted.

Dated July 12th, 1876.

J. B. TREAT, *Chairman,*  
*Of the Senate;*  
M. GRIFFIN,  
PETER FAGG,  
*Of the Assembly.*

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### MINORITY REPORT.

*To his Excellency, Harrison Ludington, Governor of the State of Wisconsin :*

The minority of the committee, appointed under joint resolution No. 25, of the last legislature, to examine the books and accounts of the executive office, and of the superintendent of public property for the preceding four years, submit the following report:

In the executive office, the inquiries were mainly directed to the disbursements from the contingent fund, from the Superior harbor fund, and from the Fox and Wisconsin river improvement fund, and to the use of stationery and postage stamps. The different acts of the legislature, appropriating money to the several funds above mentioned, do not require itemized accounts of the expenditures made from them, and a careful examination of the records of the executive office for the last twenty years, shows that it has not been the general practice to file such accounts and vouchers. Even when the contingent expenses alone ranged from \$10,000 to \$20,000 per term, the disbursements were left wholly to the discretion of the governor, and during a portion of that period, no record whatever has been preserved to show to what uses the money was applied. From 1856 to 1863, over \$65,000 was expended from this fund, for which there are no vouchers of any kind, and the books in which such accounts are usually kept, have disappeared from the executive office, and not a scratch of a pen remains to tell to whom or for what purpose this large sum of money was disbursed.

It is now, perhaps, too late to inquire whether the state has received any benefit from those expenditures, if the subject was embraced in the resolution under which this committee was appointed, and it is only referred to here to illustrate the general practice that has prevailed in keeping the accounts of the executive office. If the custom so long established is wrong, the legislature is largely

responsible in yielding it a silent approval, and neglecting to provide for itemized accounts and vouchers, in the appropriations that have annually been made to the contingence and other special funds, placed at the disposal of the governor.

If this practice has grown into an abuse, neither party can be held guiltless, as it has received the sanction of nearly every administration since the organization of the state government. But the majority in the last legislature deemed it prudent to limit the inquiries of this committee exclusively to the accounts of the last two administrations, and we shall attempt briefly to present you the facts as they appear in evidence, and shall refer to former administrations only as we consider it essential to a just conclusion upon the acts of the last two. As all of the testimony taken before the committee is presented with the report, we deem it unnecessary to quote from it, but merely present our conclusions.

#### THE CONTINGENT FUND.

The disbursements from the contingent fund by Governor Washburn during his term, were less than \$1,000; and by Governor Taylor, from the same source, were nearly \$2,900. This difference is accounted for in part by the increased business of the office during the term of the latter, but is chiefly owing to the fact that he paid bills amounting to over \$1,300 from this fund that should properly have been charged to other funds. Of this class might be mentioned the printing of court decisions, messages, and documents, the payment of attorneys' fees in cases before the state and United States courts, the cost of examining railroads, military inspections, and others of smaller amounts, aggregating the sum stated above, which should not be reckoned as contingent expenses of the executive office. During his term, Governor Taylor charged as traveling expenses for himself and secretary \$300 or \$400, expenses which Governor Washburn did not incur, owing to the courtesy of railway companies, by whom he was furnished free passes. Deducting these sums, which aggregate about \$1,700, from \$2,900, and we find that the difference in the contingent expenses for those two terms is very inconsiderable, and they are, both added together, far below similar disbursements for any term since the organization of the state government.

#### TRAVELING EXPENSES.

In 1869, an amendment to the constitution was adopted, increasing the governor's salary to \$5,000, and cutting off all allowance for traveling expenses. The prohibition contained in this act has singularly escaped the notice of the three succeeding executives. During his last term, which commenced in January, 1870, Governor Fairchild drew over \$1,800 from the contingent fund, for traveling expenses incurred both within and without the state. Governor Washburn testified before the committee that he did not know of this constitutional prohibition, but as he rode on free

passes within the state, he made no charges against the contingent fund on that account. When, however, he went to New York and Washington on public business, he drew on another fund for his expenses, to the amount of over \$200. Without having his attention called to the law, Governor Taylor followed the precedents established by his predecessors, and charged to the contingent fund \$300 or \$400 as traveling expenses during his term. As these items are probably included within the constitutional prohibition before mentioned, they are not proper expenditures to be charged to the state in any form. But as they have been made by every governor who has served since the amendment to the constitution was adopted, and as they are small in amount, during the terms of the last two governors, and were doubtless the result of inadvertence, we do not regard them as proper subjects for any severe censure.

#### ABSENCE OF VOUCHERS.

In his disbursements from the contingent fund Governor Taylor neglected, in some cases, to take or preserve receipted bills, following in this respect the practice which we have shown to have generally prevailed in the executive office for many years. Among other items of this character we find the following: L. S. Dixon, \$100; H. S. Orton, \$100; I. C. Sloan, \$50; Wm. Welch, \$100; and Vilas & Bryant, \$150. No vouchers appear for these expenditures, yet it is well known that these gentlemen performed valuable services in important cases where the state was interested, and their employment was authorized by a law that has existed since 1849. For the \$300 or \$400, charged for traveling expenses on state business, there are no vouchers on file. It is not usual to take receipts for hotel bills, or railway or omnibus fare, and the neglect to do so in this case is not at all unusual.

Governor Washburn's accounts were kept in a more business-like manner than Governor Taylor's, though in that respect the latter would not suffer in comparison with most of his predecessors. By way of illustration, we reproduce in this connection a verbatim literal copy of two or three of Governor Fairchild's bills against the contingent fund. They are as follows:

Governor's expenses to Washington, in June and July, on state business \$315 00

That sum of money was paid on this voucher, though it bears neither date or signature.

And again,—

To Governor's expenses to Washington, in Oct., 1870, (Fox and Wis.).....	\$127 05
In Nov. and Dec., '70, on account of St. Croix Land Grant.....	335 05

Amounting to.....	<u>462 10</u>
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The money was paid on that order, though it bears neither date or signature.

Another bill of the same kind is as follows:

Give me from con't fund \$244.80, balance of expenses to Washington.

Drew on starting.....	\$400 00
Drew by draft.....	300 00
Drew balance on above, June 6.....	244 80
Total.....	<u>944 80</u>

And on that voucher Governor Fairchild drew from this fund, nearly \$1,000. It will be observed that none of these bills bear any signature, and that but one of them any date and that only of the day of the month. These and similar sums, aggregating about \$2,000, were doubtless expended by Governor Fairchild during his last term, as indicated by the statements above quoted, but itemized bills or vouchers were evidently not considered necessary by him. Statements of like character were found in Governor Taylor's accounts, made up as it appeared in evidence from bills and receipts on hand at the time the charges were made and entered on the journal of the office. We do not mean to insinuate, because we do not believe, that there has been any misapplication of the fund in either case, or that there has been needless extravagance or intentional wrong, or that the state has suffered loss in the making of these disbursements. This statement is intended to be general in its application to all the expenditures that have come under our observation during this investigation.

#### THE ENTRIES OF DECEMBER 31, 1875.

The Finance Committee of the Senate last winter, called attention to the entries in Governor Taylor's journal of December 31, 1875, in such a manner as to create the impression that the money was all paid out on that day. Such is proved not to have been the case. It was perhaps natural to infer that these expenditures which aggregate a considerable sum were incurred about that time, but on examination the books show that no previous entry had been made since August 4th preceding. Bills had been paid as presented and on the last day of the year, after all the settlements had been made, the accounts were put on the journal of the office. These last entries therefore, cover five full months' business, which under the circumstances was probably equivalent to eight months of any other period during his term. A change in the administration necessitated a final settlement of outstanding bills, some of which dated back eight or ten months, while others had been incurred during the previous year. The fact that Governor Taylor's expenditures from the contingent fund are less for most of the items and in the aggregate than during any other administration, with a single exception, for twenty-five years, creates a fair presumption that the public funds were not squandered or misapplied by him, a presumption that is fully corroborated by the evidence before the committee. The Legislature in its annual appropriations since 1859 to the contingent fund, has made no restrictions whatever, as to the manner in which it should be used, leaving the



disbursements entirely at the discretion of the executive. The same is true as to the appropriation of 1876. His judgment in some cases might be open to criticism, but his right to make the expenditures as he thought proper can not be questioned. The payment by Governor Washburn of over \$100 for his inauguration expenses from the contingent fund, was of doubtful propriety, but he is sustained by the practice of his predecessor who paid nearly three times that sum for the entertainment of the Milwaukee Light Guards alone on a similar occasion. These disbursements are not subject to the approval or disapproval of the committee, but in this connection they cannot withhold their commendation of the action of Governor Taylor and his associates in paying such expenses out of their own pockets.

#### FOX AND WISCONSIN RIVER IMPROVEMENT FUND.

The expenditures from this fund were made under, and by authority of the following joint resolution of the legislature, and an act passed in pursuance thereof: "Resolved by the assembly, the senate concurring, that his excellency the governor is requested to take such action on behalf of the state, as will in his judgment lead to the most efficient co-operation with our senators and representatives in congress, in pressing at the present session, the great importance of the interests hereinbefore referred to (in the preamble) and in securing early and favorable action on the same."

The law was as follows:

"Enacting clause, section 1. There is hereby appropriated out of the general fund, a sum of money not exceeding \$5000, for the purpose of enabling the governor to carry out the provisions of Jt. Res. No. 24," above quoted. Thus it may be seen, this fund was entirely at the disposal of the executive, as in his judgment appeared best for the purposes named. Out of this fund Gov. Washburn paid Gov. Fairchild \$2,639 for services rendered and secured an appropriation of \$800,000. Gov. Taylor paid to five or six different parties \$2,360 and secured an appropriation of \$800,000 to be used on the improvement.

#### SUPERIOR HARBOR FUND.

Governor Taylor expended from this fund during his term the sum of \$3,138.65. He caused an action to be prosecuted in the supreme court of the United States, which was brought to a hearing on a demurrer to the complaint, and decided in favor of the state, settling the legal points involved in this important case. Of the amount expended, he paid \$1,600 for attorneys' fees. Governor Washburn expended from this fund during his term \$6,157 04. He also had a suit commenced in the supreme court of the United States, but the same was withdrawn without coming to a hearing. He paid out of this fund for attorneys' fees the sum of \$2,913 97. While we are satisfied that the expenditures from this fund by both Governor Washburn and Governor Taylor were properly made, we think the results accomplished, compared with the

amounts expended, make a very favorable showing for the latter, in point of economy at least. In regard to the \$500 paid I. C. Sloan for legal services, from this fund, it will be remembered that the resolution authorizing the protection of Superior harbor, left the means to be adopted and the expenditure of the money appropriated for that purpose, wholly at the discretion of the Governor. Governor Taylor had employed Mr. Sloan, and it was his duty to see him paid, as the fund was placed at his disposal to meet such expenses. The bill had been presented, the charge was reasonable, and we do not see how it is material to the state whether it was paid to him before or after Governor Taylor went out of office; and we think none but the most uncharitable would suspect there was anything wrong in the payment of a proper charge for services rendered at the request of an executive, when the law authorized such employment.

#### STAMPS, STATIONERY, AND TELEGRAPHING.

The committee especially inquired into the postage and stationery accounts of the executive office for the last four years. It was found that notwithstanding the fact that within the last two years postage on all printed matter had been nearly doubled, Governor Taylor had expended about the same amount for stamps during his term that had been done by his immediate predecessors. The books show that Governor Taylor drew on the superintendent of public property for stationery during his term to the amount of \$311. That Governor Washburn drew \$608, including \$100 for the adjutant general's office. And that Governor Fairchild drew, on his last term, \$560. In the item of telegraphing there is no less favorable showing on the score of economy for Governor Taylor. During his administration he expended on this account less than \$200. For the same time Governor Washburn expended \$238, and Governor Fairchild \$259.

#### CONCLUSION AS TO GOVERNORS' ACCOUNTS.

In closing this part of the report, the committee states that the most searching investigation has revealed no evidence of fraud or extravagance in the expenditures of either Governor Washburn or Governor Taylor, but that in all their disbursements from the funds placed at their disposal they have shown a scrupulous regard for the public welfare, and an honest purpose to further the interests for which these appropriations were made. Had the legislature adopted a different policy in regard to these special funds, and required a strict account of every dollar expended from them, they would at the same time have removed all opportunity for wrongdoing, and all ground for suspicion against those who have been called to fill the highest position in the gift of the people of this state. The history of Wisconsin has few pages darkened with the record of vice and corruption in any department of the state government, and it ought to be a source of satisfaction to the people

that the labors of this committee do not supply a chapter of incapacity, dishonesty and fraud, and furnish additional evidence of the general demoralization of the times.

#### SUPERINTENDENT OF PUBLIC PROPERTY.

The committee compared the bills of purchase in the office of Superintendent of Public Property for the last four years, and find them to agree. Vouchers for all the disbursements were produced and receipts for all the stationery drawn by state officers and members of the legislature. There was an apparent discrepancy of \$448.97 in the account of Mr. Dean, who held the office from January 1874 to July of the same year, but he denied all knowledge of any deficiency or any responsibility for any loss, insisting that he took no inventory of the stock when it was delivered to him by Major Meredith, or afterwards, when the office was turned over to Mr. Lund, his successor; as this deficiency appears on Mr. Dean's books, the committee is of the opinion that suit should be brought against his bondsmen for the recovery of the property, and leave the courts to determine upon whom the loss must ultimately fall.

The most searching inquiry was made into the management of the superintendent's office by Colonel Knight, who held this position for the year 1875, from the fact that his conduct had been made the subject of adverse criticism by the Senate Finance Committee last winter, and the result was a signal vindication of his official career. Every charge brought against him in that report was proved to be utterly groundless. In the purchase of carpets for public offices, in the painting of the Capitol, in repair of the boilers, and in the purchase of material for this and other work, wherein his action was particularly canvassed, we are of the opinion that he acted for the best interests of the state, and exercised the same care, prudence and economy that he would in the management of his own private business.

J. A. BARNEY.  
E. N. WHITE.

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#### LEAVE OF ABSENCE.

Leave of absence was granted  
To Senator Cavanagh until Thursday.  
To Senator Arnold, indefinitely.

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On motion of Senator Davis,  
The Senate adjourned.

TUESDAY, JANUARY 23, 1877.

The Senate met.

The Lieutenant Governor in the chair.

Prayer by the Rev. L. Y. Hays.

The roll was called, and the following Senators answered to their names :

Senators Abert, Barden, Blair, Bones, Burrows, Davis, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Reed, Richardson, Ryan, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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#### MEMORIALS PRESENTED AND REFERRED.

By the President:

Mem. No. 7, S.,

Of John O'Donoghue, relating to matters and things in Marathon county.

To Committee on State Affairs.

By Senator Scott:

Mem. No. 8, S.,

Remonstrance of N. T. Kelley and 25 others, against the exemption of Wisconsin Central Railroad lands from taxation.

To Committee on Railroads.

By Senator Scott:

Mem. No. 9, S.,

Remonstrance of C. A. Single and 31 others, against exempting the Wisconsin Central Railroad lands from taxation.

To Committee on Railroads.

By Senator Scott:

Mem. No. 10, S.,

Remonstrance of J. Kalter and 53 others, against the exemption of the Wisconsin Central Railroad lands from taxation.

To Committee on Railroads.

By Senator Scott:

Mem. No. 11, S.,

Remonstrance of John Gray and 23 others, of Marathon county,

against the exemption of Wisconsin Central Railroad lands from taxation.

To Committee on Railroads.

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### RESOLUTIONS INTRODUCED.

By Senator. Downs:

Jt. Res. No. 4, S.,

Providing for biennial sessions of the legislature.

*Resolved, by the Assembly, the Senate concurring:* That section 4, of article IV. of the constitution of this state, be amended so as to read as follows:

Section 4. The members of the Assembly shall be chosen biennially, by single districts, on the Tuesday succeeding the first Monday of November, by the qualified electors of the several districts, such districts to be bounded by county, precincts, town, or ward lines, to consist of contiguous territory, and to be in as compact form as practicable.

That section 5, of article IV. of the constitution of this state, be amended so as to read as follows:

Section 5. The senators shall be elected by single districts, in convenient, contiguous territory, at the same time and in the same manner as members of the assembly are required to be chosen; and no assembly district shall be divided in the formation of a senate district; the senate districts shall be numbered in regular series, and the senators shall be chosen alternately from the odd and even numbered districts. The senators chosen next after the adoption of this amendment, shall go out of office at the expiration of the third year, and all senators shall thereafter be chosen for a term of four years.

That section 11 of article IV. of the constitution of this state, be amended so as to read as follows:

Section 11. The legislature shall meet at the seat of government at such times as shall be prescribed by law, once in two years, and no oftener, unless convened by the governor, and when convened by the governor, he shall specify in his proclamation, the special reasons for so convening it, and at such session, no business shall be transacted, except such as shall be necessary to accomplish the specified purpose or purposes for which it was called.

That section 21 of article IV. of the constitution of this state, be amended so as to read as follows:

Section 21. Each member of the legislature shall receive for his services, for and during a regular session, the sum of three hundred and fifty dollars, and ten cents for every mile he shall travel in going to and returning from the place of meeting of the legislature, on the most usual route. In case of an extra session of the legislature, each member thereof shall receive the sum of three dollars for each day's attendance, during such extra session, and

ten cents for every mile he shall travel in going to and returning from the place of meeting of such extra session of the legislature, on the most usual route.

The resolution was read first and second times, and referred to Committee on State Affairs.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Welch:

No. 50, S.,

A bill to secure a fund for the erection and maintenance of an inebriate asylum for the state of Wisconsin.

To Committee on Charitable and Penal Institutions.

By Senator Richardson:

No. 51, S.,

A bill to authorize the city of Janesville to issue bonds to provide and pay for engine house in said city.

To Committee on Incorporations and Public Improvements.

By Senator Fifield:

No. 52, S.,

A bill to provide for the protection of game in the county of Burnett.

To Committee on Agriculture.

By Senator Fifield:

No. 53, S.,

A bill to amend section 1, chapter 329, general laws 1876, entitled "an act to authorize the county of Burnett to build and maintain a free bridge across the St. Croix river, in township 38, north, range 20 west."

To Committee on Roads and Bridges.

By Senator Hathaway:

No. 54, S.,

A bill to amend section 3, of chapter 133, of the Revised Statutes, entitled "of costs and fees," as amended by section 1, of chapter 18, of the General Laws of 1861.

To Committee on Judiciary.

By Senator Richardson:

No. 55, S.,

A bill to amend section 7, chapter 67, of the Revised Statutes, entitled of cemetery associations.

To Committee on Incorporations and Public Improvements.

By Senator Reed:

No. 56, S.,

A bill to abolish time sentences to the state prison.

To Committee on Judiciary.

## REPORTS OF COMMITTEES.

The Committee on Finance, Banks and Insurance, to whom was referred

No. 27, S.,

Have had the same under consideration and respectfully report the same back to the Senate, and recommend that it do pass.

J. B. TREAT,  
*Chairman.*

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## MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, chief clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has concurred in

Jt. Res. No. 3, S.,

Limiting the time for introduction of new business, and fixing time for final adjournment,

And has amended the title by striking out the words “and fixing the time for final adjournment.”

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## ASSEMBLY MESSAGE CONSIDERED.

The amendment to title of

Jt. Res. No. 3, S.,

Was concurred in.

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## SENATE BILLS ON THEIR ENGROSSMENT.

No. 27, S.,

A bill to amend section 1, of chapter 64, of the general laws of 1872, entitled “an act to provide for the enforcement of laws in certain cases.”

On motion of Senator Reed the bill was re-committed to Committee on Judiciary.

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On motion of Senator Ryan,  
The Senate adjourned.

WEDNESDAY, JANUARY 24, 1877.

The Senate met.

The Lieut. Governor presiding.

Prayer by Rev. L. Y. Hays.

The roll was called and the following Senators answered to their names:

Senators Abert, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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#### MEMORIALS PRESENTED AND REFERRED.

By Senator Mumbrue:

Mem. No. 12, S.,

Remonstrance of E. S. Parkill and 74 others against the exemption of the Wisconsin Central Railroad lands from taxation.

To Committee on Railroads.

By Senator Mumbrue:

Mem. No. 13, S.,

Remonstrance of A. Kickbush and 38 others against the passage of an act exempting the Wisconsin Central Railroad lands from taxation.

To Committee on Railroads.

By Senator Williams:

Mem. No. 14, S.,

Of L. Conner and other citizens of Dodge county, in relation to the inspection of wheat and other grain, and fixing the grade thereof.

To Committee on Agriculture.

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#### RESOLUTIONS INTRODUCED.

By Senator Treat:

Jt. Res. No. 5, S.,

Ratifying and agreeing to joint resolution number seven, adopted



by the legislature of 1876, entitled "Joint resolution proposing an amendment to section 2, of article VIII. of the constitution of this state."

WHEREAS, The legislature of 1876, duly adopted a joint resolution, entitled a "Joint resolution proposing an amendment to section 2, article VIII. of the constitution of this state," which resolution was as follows :

*Resolved by the Senate, the Assembly concurring:* That section 2, of article VIII. of the constitution of this state, be so amended as to read as follows: Section 2. No money shall be paid out of the treasury, except in pursuance of an appropriation by law. No appropriation shall be made for the payment of any claim against the state, except claims of the United States, and judgments, unless filed within six years after the claim accrued," and was approved March 9, 1876. Now, therefore,

*Resolved by the Senate, the Assembly concurring:* That the said amendment be, and the same is hereby, ratified and agreed to.

The resolution was read a first and second time and referred to Committee on Judiciary.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Welch:

No. 57, S.,

A bill to authorize Peter Wilkinson, Ignez Steinmetz, William Owen, Amos Johnson, Darius Palmer, and others, to erect and maintain a dam across Leach Creek, in Sauk county.

To Committee on Incorporations and Public Improvements.

By Senator Hudd:

No. 58, S.,

A bill to provide for the action of the commissioners of school and university lands, in certain cases.

To Committee on State Affairs.

By Senator Richardson:

No. 59, S.,

A bill to amend section 22, chapter 144, of the general laws of 1872, relating to the organization of corporations for manufacturing and other purposes.

To Committee on Incorporations and Public Improvements.

By Senator Mumbrue:

No. 60, S.,

A bill to legalize the organization of school district number two, in the town of Little Wolf, Waupaca county.

To Committee on Judiciary.

By Senator Scott:

No. 61, S.,

A bill authorizing Chauncy Lamb, Fred Weyehaeuser, W. J.

Young, Henry Hewitt, Chas. Burnham, and their associates, to improve the Flambeau river.

To Committee on Incorporations and Public Improvements.

By Senator Farr :

No. 62, S.,

A bill to amend chapter 133 of the private and local laws of 1857, entitled "an act to consolidate and amend the act to incorporate the city of Kenosha, and the several acts amendatory thereof."

To Committee on Incorporations and Public Improvements.

By Senator Farr :

No. 63, S.,

A bill to amend section 3 of chapter 299, of the private and local laws of 1870, entitled "an act to define certain rights and duties of the Beef Slough Manufacturing, Booming, Log-driving and Transportation Company."

To Committee on Incorporations and Public Improvements.

By Senator Ryan :

No. 64, S.,

A bill to reorganize the judicial circuits of Wisconsin, and to organize the fourteenth judicial circuit.

To Committee on Judiciary.

By Senator Schneider :

No. 65, S.,

A bill to revise, consolidate and amend the act entitled "an act to incorporate the Germantown Farmers' Mutual Insurance Company", approved April 1, 1854, and all acts amendatory thereto.

To Committee on Incorporations and Public Improvements.

By Senator Barden :

No. 66, S.,

A bill to provide for the trial of contested claims presented against the estate of deceased persons.

To Committee on Judiciary.

By Senator Barden :

No. 67, S.,

A bill to amend section 6 of chapter 165 of the laws of 1874, entitled "an act to secure the safe navigation of the Wisconsin river."

To Committee on Incorporations and Public Improvements.

By Senator Blair :

No. 68, S.,

A bill to legalize the acts of the Waukesha county agricultural society.

To Committee on Judiciary.

By Senator Sacket :

No. 69, S.,

A bill relating to the compensation of town assessors, and amendment of section 1 of chapter 18 of the general laws of 1870.

To Committee on Judiciary.

By Senator Burrows:

No. 70, S.,

A bill relating to actions against counties and cities on defective-tax certificates and tax deeds, and amendatory of section 1, chapter 144, general laws of 1874.

To Committee on Judiciary.

By Senator Burrows:

No. 71, S.,

A bill relating to the establishment and aid in the maintenance of free high schools, and amendatory of chapter 323, of the general laws of 1875.

To Committee on Education.

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### REPORTS OF COMMITTEES.

The Committee on State Affairs to whom was referred

No. 28, S.,

A bill to suppress vagrancy,

Have had the same under consideration, and instructed me to report the same back with recommendation that it be referred to the Committee on Judiciary.

O. C. HATHAWAY,  
*Chairman.*

So ordered.

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The Committee on Judiciary to whom was referred

No. 10, S.,

A bill relating to the issue of bonds in the county of Brown, for the payment of outstanding indebtedness,

Respectfully report the same back to the Senate, and recommend that it do pass.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 9, S.,

A bill amendatory of section 2, of chapter 58, of the laws of 1861, being an act entitled "an act declaring the 22d of February and the 4th of July holidays,"

Respectfully report the same back to the Senate and recommend that it be indefinitely postponed.

Senator Hudd dissenting.

L. W. BARDEN,  
*Chairman.*

The Committee on Judiciary to whom was referred  
No. 1, S.,

A bill relating to appeals from justices' courts and amendatory of  
section 216, of chapter 120, of revised statutes of Wisconsin,

Respectfully report the same back to the Senate with an  
amendment, and recommend its passage when amended.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary, to whom was referred  
No. 29, S.,

A bill to repeal section 1, of chapter 137 of the general laws of  
1876, entitled "an act to amend section 6, of chapter 134 of the  
Revised Statutes, entitled 'of executions and proceedings supple-  
mentary thereto,'"

Respectfully report the same back to the Senate, and recommend  
that it do pass.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary, to whom was referred  
No. 15, S.,

A bill to authorize the secretary of state to purchase copies of  
Taylor's compilation of the general laws of this state for the use of  
the state,

Respectfully report the same back to the Senate with an amend-  
ment, and recommend its passage when amended.

L. W. BARDEN,  
*Chairman.*

---

The Committee on Judiciary, to whom was referred  
No. 27, S.,

A bill "to amend section 1, of chapter 64, of the general laws of  
1872, entitled 'an act to provide for the enforcement of laws in  
certain cases,'"

Respectfully report the same back to the Senate with an amend-  
ment, and recommend its passage when amended.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary, to whom was referred bill No. 18,  
S., "a bill to authorize the appointment of a reporter for Kewau nee  
county circuit court," respectfully report the same back to the  
Senate, and recommend that it do pass.

L. W. BARDEN,  
*Chairman.*

The Committee on Judiciary, to whom was referred bill No. 8, S., a bill "relating to court commissioners for Brown county," respectfully report the same back to the Senate, and recommend that it do pass.

L. W. BARDEN,  
*Chairman.*

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The Joint Committee on Claims had under consideration bill No. 3, S., a bill to appropriate to the state prison a sum of money therein named, and report the same back with the recommendation that said bill do pass.

D. E. WELCH,  
*Chairman.*

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### REPORTS OF SELECT COMMITTEES.

The special committee to which was referred a communication from the governor, appointing certain persons as a State Board of Health and Vital Statistics, have had the same under consideration and instructed me to report the same back, with the recommendation that the appointments be confirmed.

A. FARR,  
*Chairman.*

The question being on the confirmation of the appointments, it prevailed by the following vote:

Ayes—Senators Abert, Barden, Blair, Bones, Burrows, Downs, Farr, Flint, Grimmer, Hathaway, Hiner, Hudd, Reed, Richardson, Ryan, Scott, Tate, Torrey, Treat and Wing—20.

Noes—Senators Rankin and Welch—2.

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### EXECUTIVE COMMUNICATIONS.

The Governor transmitted the following communication to the Senate:

*To the Legislature of Wisconsin:*

The commission appointed in joint resolution No. 13, approved March 13, 1876, to consider the feasibility and expediency of removing the State Prison from Waupun, and converting the present prison buildings into a hospital for the incurable insane, and if, in their judgment, such removal and change is not for the best interest of the state, then to determine upon some suitable location for such hospital, in connection with one or other of the present hospitals for the insane, or elsewhere, respectfully submit their report, as follows:

The commission having met at Waupun, May 25th, 1876, organized by electing his excellency the Governor chairman, and Mr. T. W. Haight, secretary of the State Board of Charities and Re-

form, secretary, and proceeded to examine the buildings and grounds connected with the State Prison at that place. After a thorough examination thereof, the commission were unanimous in the conclusion that the present State Prison buildings and property could not profitably be converted into a hospital for the incurable insane, for the following among other reasons: After removing the blocks of cells, there would remain simply the exterior solid stone walls of the two wings, each fifty by two hundred feet, of suitable height for two stories, with openings for windows reaching from a few feet below the roof to within about eight feet of the ground, with no provision for ventilation or sewerage, and no opportunity for constructing basements without excavating solid rock. In the opinion of the commission, it would cost nearly or quite as much to remodel these buildings as to construct new ones for the purpose, and in result the state would have buildings with which its people would never be satisfied, because at best they would be but poorly adapted for the purpose intended.

The commission are informed by those who have had experience with the insane, that a large percentage of those who are denominated incurable or chronic, have a fair degree of physical health, that a moderate amount of daily labor is beneficial for them, mentally as well as physically, and that such labor can be made to contribute very largely to their maintenance. As the state has only twenty-three acres of land at Waupun and cannot probably secure other land contiguous at any price which would be considered reasonable for farming purposes, it would not seem for the best interests of the state to locate a hospital for the care and treatment of the incurable insane on premises so circumscribed.

On the subject of the removal of the prison, the commission, without entering upon any extended examination or discussion, in view of the depressed financial condition of the country and the consequent necessity of restricting appropriations for public buildings to immediate pressing necessities, adopted the following resolution:

*Resolved*, That this commission consider a removal of the state prison from its present location at Waupun, to be inadvisable at this time.

In the further discharge of the duties devolved upon the commission, they visited and examined the Northern Hospital for the Insane, and the Wisconsin State Hospital for the Insane and the grounds connected with them respectively, and after full consideration adopted the following:

*Resolved*, That this commission recommend that the buildings for the care of the incurable Insane be located on the grounds of the Wisconsin State Hospital for the insane.

Objections not underserving of careful consideration were urged against connecting an institution for the care of the incurable or chronic insane with an hospital for the treatment of acute and hopeful cases, but a majority of the commission believe that the reasons for, are more cogent than those against such connection, and may be briefly stated as follows :

Economy would seem to be secured by locating the asylum on the grounds of one of the hospitals, as much of the expenditure now made could be utilized in the care and keeping of the chronic insane. The laundry, water-supply, barns and sheds, the corps of officers, that a separate and more distant location would render necessary, could be dispensed with. The location as advised would enable the state to dispense with a steward, medical superintendent and assistant physicians.

Another consideration that possesses great weight with the commission, is the fact that a large amount of the labor upon the farm is done by the class of patients, that it is proposed to place in a separate institution. The state owns a large farm in connection with each of its hospitals, and we believe that a home for the incurables should ultimately be established in connection with each of them. To remove all the chronic cases from our hospitals would leave them short of laborers to improve and properly care for the farms; but establish the asylums (for in our opinion two will be required), in connection with them and the carrying on the farms is provided for, for a long time.

In connection with this we would mention the facility of transfer from the hospital to the homes or asylums, as worth taking into the account in making the location for the latter. Whenever room is needed, for recent cases, temporarily, such transfer can be made, and whenever an inmate of the asylum shows symptoms of improvement, (and such symptoms are not rare, even in chronic cases,) the patient can be removed to the hospital and there receive proper care and medical treatment.

Without multiplying this statement of reasons for the action taken, the commission submit herewith, as directed, a draft of a bill providing for the erection of suitable buildings for a hospital, or more properly, a home, for the chronic insane upon the lands belonging to the Wisconsin State Hospital for the Insane.

All of which is respectfully submitted.

HARRISON LUDINGTON,  
A. E. ELMORE,  
H. C. TILTON,  
W. W. REED,  
H. H. GILES,  
C. H. HASKINS,  
GEO. W. BURCHARD,  
WM. E. SMITH,  
NELSON DEWEY,

*Members of the Commission.*

T. W. HAIGHT,  
*Secretary.*

The communication and accompanying bill were referred to the Committee on Charitable and Penal Institutions.

## MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 8, A.,

A bill to amend chapter 58, of the laws of 1876, relating to foreign wills.

And has adopted and asks the concurrence of the Senate in

Jt. Res. No. 13, A.,

Relating to the revision of the joint rules of the Senate and Assembly.

The committee on the part of the Assembly is Mr. Speaker, and Messrs. W. E. Carter and Hamilton.

Jt. Res. No. 12, A.,

Requiring the State Board of Centennial Managers to account for moneys disbursed for centennial purposes.

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ASSEMBLY MESSAGE CONSIDERED.

No. 8, A., and

Jt. Res. No. 13, A.,

Were referred to the Committee on Judiciary.

Senator Wing moved that

Jt. Res. No. 12, A.,

Be referred to the Committee on State Affairs.

The motion was lost, and the resolution was then concurred in.

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SENATE BILLS ON THEIR ENGROSSMENT.

No. 3, S.,

A bill to appropriate to the state prison a sum of money therein named to reimburse the prison for goods furnished other state institutions, and to pay indebtedness in making new roofs.

No. 8, S.,

A bill relating to court commissioners for Brown county.

No. 10, S.,

A bill relating to the issue of bonds in the county of Brown for the payment of outstanding indebtedness.

No. 13, S.,

A bill to authorize the appointment of a reporter for Kewaunee county circuit court.

And

No. 29, S.,

A bill to repeal section 1, of chapter 137, of the general laws of 1876, entitled "an act to amend section 6, of chapter 134, of the revised statutes, entitled 'of executions and proceedings supplementary thereto.'"

Were severally ordered engrossed.



The amendments to

No. 1, S.,

A bill relating to appeals from justices' courts and amendatory of section 216, of chapter 120, of Revised Statutes of Wisconsin.

No. 27, S.,

A bill to amend section 1, of chapter 64, of the general laws of 1872, entitled "an act to provide for the enforcement of laws in certain cases."

Were adopted and the bills, as amended were ordered engrossed.

No. 9, S.,

A bill amendatory of section 2 of chapter 58 laws of 1862, being an act entitled "an act declaring the 22nd day of February and the 4th day of July holidays."

The question being on the recommendation of the committee to indefinitely postpone the bill, the Senate refused to indefinitely postpone the bill by the following vote :

Ayes—Senators Abert, Barden, Blair, Bones, Burrows, Flint, Hathaway, Richardson, Tate, Treat, Van Schaick, Welch, Wing—13.

Noes—Senators Cavanagh, Davis, Downs, Fifield, Grimmer, Hiner, Hudd, Mumbrue, Rankin, Ryan, Sacket, Schneider, Scott, Torrey, Williams—15.

The bill was then ordered engrossed by the following vote :

Ayes—Senators Abert, Bones, Cavanagh, Davis, Downs, Fifield, Grimmer, Hiner, Hudd, Mumbrue, Rankin, Reed, Ryan, Sacket, Schneider, Torrey, Williams—17.

Noes—Senators Barden, Blair, Burrows, Flint, Hathaway, Richardson, Scott, Tate, Treat, Van Schaick, Welch, Wing—12.

The amendments to

No. 15, S.,

A bill to authorize the secretary of state to purchase copies of Taylor's compilation of the general laws of this state for the use of the state.

Were adopted, and the bill was recommitted to the Committee on Claims.

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On motion of Senator Fifield,  
The Senate adjourned.

THURSSDAY, JANUARY 25, 1877.

The Senate met.

The Lieutenant-Governor in the chair.

Prayer by Rev. L. Y. Hays.

The roll was called and the following Senators answered to their names:

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Torrey, Treat, Van Schaick, Welch, Williams, and Wing.

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#### MEMORIALS PRESENTED AND REFERRED.

By Senator Wing:

Mem. No. 15, S.,

Remonstrance of A. Tucker and seventy-six others, against exempting the lands of the Wisconsin Central Railroad Company from taxation.

To Committee on Railroads.

By Senator Wing:

Mem. No. 16, S.,

Remonstrance of Geo. S. Phelps and ninety-four other citizens and tax-payers of Taylor county, against exempting the lands of the Wisconsin Central Railroad Company from taxation.

To Committee on Railroads.

By Senator Scott:

Mem. No. 17, S.,

Remonstrance of F. J. Despins and twenty-seven others, against exempting the lands of the Wisconsin Central Railroad from taxation.

To Committee on Railroads.

By Senator Scott:

Mem. No. 18, S.,

Remonstrance of Charles Blackenberg and one hundred others, against exempting the lands of the Wisconsin Central Railroad.

To Committee on Railroads.

By Senator Scott:

Mem. No. 19, S.,

Remonstrance of R. P. Manson and others, against exempting the lands of the Wisconsin Central Railroad from taxation.

To Committee on Railroads.

By Senator Fifield:

Mem. No. 20, S.,

Of A. G. Houghton, Chairman of Board of Supervisors of Holton, Marathon county, Joel W. Tennant, Town Treasurer, and 118 other tax-payers in Marathon and Clark counties and on the line of the Wisconsin Central Railroad, asking that said Company be exempted from taxes on its lands for five years longer.

To Committee on Railroads.

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### BILLS INTRODUCED.

By Senator Welch:

No. 72, S.,

A bill to repeal chapter 136, laws of Wisconsin for 1874, entitled "an act for the preservation of fish in Dell Creek," and all subsequent acts amendatory thereof.

To Committee on Agriculture.

By Senator Downs:

No. 73, S.,

A bill to amend section 1, chapter 105, of the revised statutes, relating to the conveyance of real estate by executors and administrators in certain cases.

To Committee on Judiciary.

By Senator Torrey:

No. 74, S.,

A bill to appropriate to the Northern Hospital for the Insane, a sum of money for the purchase of an engine and boiler, and to place cast iron radiators under the north wing of said Hospital.

To Select Committee consisting of Senators Hiner, Hudd, Sacket, Ryan and Farr.

By Senator Farr:

No. 75, S.,

A bill to provide for the examination of the accounts and annual reports of town officers.

To Committee on Town and County Affairs.

By Senator Burrows:

No. 76, S.,

A bill to amend section one of chapter 78, of the laws of Wisconsin of 1873, entitled "an act to amend sections 17 and 18 of chapter 130 of the general laws of 1868, entitled 'an act to provide for the assessment of property for taxation, and the levy of taxes thereon.'"

To Committee on Judiciary.

By Senator Fifield:

No. 77, S.,

A bill in relation to judgments.

To Committee on Judiciary.

By Senator Fifield:

No. 78, S.,

A bill to provide for the inspection of illuminating oils, manufactured from petroleum or coal oil.

To Committee on State Affairs.

By Senator Hathaway:

No. 79, S.,

A bill relating to the compensation of clerks of circuit courts.

To Committee on Judiciary.

By Senator Arnold:

No. 80, S.,

A bill determining the manner of settling the question of licensing the sale of intoxicating liquors, and amendatory of chapter 35, revised statutes.

To Committee on Judiciary.

By Senator Schneider:

No. 81, S.,

A bill relating to the duties of clerks of circuit courts, and amendatory of section one of chapter 19, of the general laws of 1853, entitled an "act prescribing certain duties of clerks of circuit courts, and for other purposes."

To Committee on Judiciary.

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## REPORTS OF COMMITTEES.

The Committee on Railroads to whom was referred

No. 4, S.,

A bill to extend time of exemption from assessment and taxation of certain lands fixed in the act incorporating the Winnebago and Lake Superior railroad company, approved April 6, 1866, and in the act incorporating the Portage and Superior railroad company, approved April 9, 1866,

Respectfully report the same back to the Senate with a substitute, and recommend the passage of the substitute.

Senator Rankin dissenting.

A. FARR,  
*Chairman.*

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The Committee on Railroads to whom was referred

No. 12, S.,

A bill to amend section 13 of chapter 182 of the general laws of 1872, entitled "an act to authorize municipal corporations to aid in the construction of railroads,"

6—s J

Respectfully report the same back to the Senate with a substitute, and recommend the passage of the substitute.

A. FARR,  
*Chairman.*

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The Committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 8, S.,

A bill relating to Court Commissioners for Brown County.

No. 9, S.,

A bill amendatory of section 2, of chapter 58, laws of 1861, being an act entitled "an act declaring the 22d day of February, and the 4th of July holidays."

No. 10, S.,

A bill relating to the issue of bonds in the county of Brown for the payment of outstanding indebtedness.

No. 13, S.,

A bill to authorize the appointment of a reporter for Kewaunee county circuit court.

G. B. BURROWS,  
*Chairman.*

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The Committee on Roads and Bridges to whom was referred No. 41, S.,

A bill to amend section 1, of chapter 267, of laws of 1873, relating to laying out highways,

Have had the same under consideration, and have instructed me to report the same back with a recommendation that it do pass.

GEO. GRIMMER,  
*Chairman.*

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The Committee on Judiciary, to whom was referred

Jt. Res. No. 13, A.,

Relating to the revision of the joint rules of the Senate and Assembly,

Respectfully report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that the same be concurred in.

L. W. BARDEN,  
*Chairman.*

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On motion of Senator Rankin, the resolution was indefinitely postponed by the following vote:

Ayes—Senators Abert, Arnold, Cavanagh, Davis, Farr, Grimmer, Hathaway, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Sackett, Schneider, Williams—16.

Noes—Senators Barden, Blair, Bones, Burrows, Downs, Fifield,

Flint, Hiner, Richardson, Scott, Torrey, Treat, Van Schaick, Welch, Wing—15.

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## EXECUTIVE COMMUNICATIONS.

STATE OF WISCONSIN—EXECUTIVE DEPARTMENT,

MADISON, January 25, 1877.

*To the Honorable, the Senate:*

Pursuant to the requirements of chapter 414, laws of 1876, I herewith submit to your honorable body for confirmation, the following appointments as a State Board of Charities and Reform, made subject to your approval, on the 30th day of March, 1876, viz:

W. W. Reed, to hold until the 1st day of April, 1877.

Andrew E. Elmore, " " " 1878.

H. C. Tilton, " " " 1879.

H. H. Giles, " " " 1880.

C. H. Haskins, " " " 1881.

HARRISON LUDINGTON,

*Governor.*

The question being on the confirmation of the appointments, it prevailed by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Richardson, Ryan, Sacket, Schneider, Scott, Torrey, Van Schaick, Welch, Williams and Wing—28.

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## MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, chief clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 127, A.,

To change the time for holding elections in the city of Eau Claire, and relating to and amendatory of section one of chapter 378 of the laws of Wisconsin for the year 1876, entitled "an act to amend chapter 16, private and local laws of 1872, entitled 'an act to incorporate the city of Eau Claire.'"

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## ASSEMBLY MESSAGE CONSIDERED.

On motion of Senator Flint, the rules were suspended, and No. 127, A., was read a third time and passed.

## SENATE BILLS READY FOR A THIRD READING.

No. 8, S.,

A bill relating to court commissioners for Brown county.

No. 10, S.,

A bill relating to the issue of bonds in the county of Brown for the payment of outstanding indebtedness.

No. 13, S.,

A bill to authorize the appointment of a reporter for Kewaunee county circuit court.

Were severally read a third time and passed.

No. 9, S.,

A bill amendatory of section 2, of chapter 58, laws of 1862, being an act entitled "an act declaring the 22d day of February and the 4th day of July holidays."

Was, on motion of Senator Wing, recommitted to the Committee on State Affairs.

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SENATE BILLS ON THEIR ENGROSSMENT.

No. 45, S.

A bill to amend section 1 of chapter 211 of the general laws of 1874, entitled "an act relating to the purchase of stationery."

Was recommitted to the Committee on Legislative Expenditures.

On motion of Senator Wing,

No. 41, S.,

A bill to amend section 1, chapter 267, laws of 1873, relating to laying out highways.

Was recommitted to the Judiciary Committee.

The substitute to

No. 12, S.,

A bill to amend section 13 of chapter 182 of the general laws of 1872, entitled "an act to authorize municipal corporations to aid in the construction of railroads."

Was ordered printed.

No. 4, S.,

A bill to extend the time of exemption from assessment and taxation of certain lands fixed in the act incorporating the Winnebago and Lake Superior Railroad Company, approved April 6, 1866, and in the act incorporating the Portage and Superior Railroad Co., approved April 9, 1866.

The question being on the adoption of the substitute reported by the Railroad Committee, Senator Rankin offered the following amendment:

"Strike out of section 1, all after the word 'years' in the 11th line of the printed substitute."

On motion of Senator Richardson, the bill and pending amendment was postponed until to-morrow, and was made the special order for 11 o'clock.

On motion of Senator Welch, the special committee to whom was referred

Mem. No. 5, S.,

Of Dr. Teel, in regard to the State Board of Health,

Was directed to return the memorial to the senate and that the memorialist have leave to withdraw the same from the files of the senate.

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On motion of Senator Barden,  
The senate adjourned.

FRIDAY, JANUARY 26, 1877.

The Senate met.

The Lieutenant Governor in the chair.

Prayer by Rev. L. Y. Hays.

The roll was called, and the following Senators answered to their names :

Senators Abert, Arnold, Barden, Blair, Bones, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hiner, Hudd, Mumbrue, Rankin, Reed, Richardson, Ryan, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

Senator Hudd moved that when the Senate adjourns, it be until 7:30 o'clock Monday evening,

Which motion prevailed by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Cavanagh, Davis, Flint, Hiner, Hudd, Mumbrue, Rankin, Reed, Ryan, Schneider, Scott, Williams and Wing—17.

Noes—Senators Bones, Douglas, Downs, Farr, Fifield, Grimmer, Richardson, Tate, Torrey, Treat, Van Schaick and Welch—12.

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### COMMUNICATIONS.

By the President:

The report of the inspector of lumber district No. 11.

OFFICE OF LUMBER INSPECTOR, DISTRICT No. 11,  
ASHLAND, WIS., January 22, 1877.

*To his Excellency Harrison Ludington, Governor of the State of Wisconsin :*

I would respectfully submit the following report of the amount



of logs, timber, and lumber scaled by me and my deputies during the year ending Jan. 1, 1877 :

8,021 logs..... 1,491,908 ft.

I hereby certify that the foregoing report is true and correct, as shown by the records of my office.

E. P. FORBES,

*Inspector of Logs and Lumber, District No. 11.*

By W. M. TOMKINS,  
*Deputy.*

The communication was referred to the Committee on Manufactures and Commerce.

### MEMORIALS PRESENTED AND REFERRED.

By Senator Davis:

Mem. No. 21, S.,

Of Stephen V. Shipman, in relation to his services in constructing Northern Hospital for the Insane.

To Committee on Claims.

By Senator Fifield:

Mem. No. 22, S.,

Of J. H. Knight, relating to qualifications of certain persons of Indian descent as electors.

To Committee on Judiciary.

By Senator Sacket:

Mem. No. 23, S.,

Of messenger boys, to furnish them with stationery.

To Committee on Legislative Expenditures.

By Senator Reed:

Mem. No. 24, S.,

Of D. W. Curtis, transmitting resolution passed by Wisconsin Dairymen's Association, in relation to publication of its transactions.

To Committee on Agriculture.

### RESOLUTIONS INTRODUCED.

By Senator Wing:

Res. No. 12, S.,

Amendatory of Rules.

*Resolved*, That the following rule be adopted as rule No. 55:

No bill or memorial shall be ordered to a third reading on the same day on which it is reported by a committee, except privileged matter and resolutions.

The resolution lies over under the rules.

By Senator Rankin :

Res. No. 13, S.,

Requesting the Supt. of Public Property to furnish more light.

*Resolved*, That the Supt. of Public Property is hereby requested to place additional brackets in this chamber for the purpose of furnishing additional light.

On motion of Senator Rankin.

The rules were suspended and the resolution was adopted.

By Senator Fifield :

Res. No. 14, S.,

Requesting the Judiciary Committee to inquire in regard to civilized persons of Indian descent.

*Resolved*, That the Judiciary Committee be directed to inquire what further legislation, if any, is necessary to inform inspectors of elections, what class of persons properly come within that class of citizens entitled to the election franchise, described as "civilized persons of Indian descent, not members of any tribe," with power to report by bill or otherwise.

On motion of Senator Fifield, the rules were suspended and the resolution was adopted ; and the resolution, with an accompanying communication was referred to the Judiciary Committee.

By Senator Farr :

Res. No. 15, S.,

Authorizing the Railroad Committee to appoint a clerk.

*Resolved*, That the Railroad Committee be authorized to employ a clerk.

The resolution lies over under the rules.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Wing :

No. 82, S.,

A bill to amend section 2 of chapter 164, of the revised statutes, entitled "of offenses against the lives and persons of individuals."

To Committee on Judiciary.

By Senator Wing :

No. 83, S.,

A bill relating to the foreclosure of mortgages, and amendatory of chapter 145 of the revised statutes, entitled "of actions for the foreclosure of a mortgage, and the acts amendatory thereof."

To Committee on Judiciary.

By Senator Rankin :

No. 84, S.,

A bill to appropriate to A. C. Millard, H. B. Palmer, and Henry C. Sibree, a sum of money therein named.

To Committee on Claims.

By Senator Rankin :

No. 85, S.,

A bill specifying where justices of the peace may hold their offices.

To Committee on Judiciary.

By Senator Torrey :

No. 86, S.,

A bill for the preservation of fish in lakes Winnebago, Butte des Morts, Winneconne, Poygan, and little lake Butte des Morts, and in the waters of Fox river, between little lake Butte des Morts, and the mouth of Wolf river and Lake Winneconne.

To Committee on Agriculture.

By Senator Reed :

No. 87, S.,

A bill to provide for acquiring title to a certain tract of land adjoining Northern Hospital for the Insane.

To Committee on Claims.

By Senator Grimmer :

No. 88, S.,

A bill to provide for the expenditure of the proceeds of the sale of certain swamp lands in Kewaunee county.

To Committee on Public Lands.

By Senator Grimmer :

No. 89, S.,

A bill to amend chapter 74 of the laws of Wisconsin, of 1875, entitled "an act to amend chapter 244 of the laws of 1874, entitled 'an act to declare a certain highway in Door and Kewaunee counties, a state road.'"

To Committee on Roads and Bridges.

By Senator Blair :

No. 90, S.,

A bill to repeal chapter XII. of chapter 59 of the laws of 1875, entitled "an act to incorporate the city of Oconomowoc."

To Committee on Incorporations and Public Improvements.

By Senator Bones :

No. 91, S.,

A bill relating to the exemption of property from execution and amendatory of sections 23 and 31 of chapter 134 of the Revised Statutes.

To Committee on Judiciary.

By Senator Torrey :

No. 92, S.,

A bill to repeal sections 25, 35, and 49, of chapter 13, and section 63, and 94 of chapter 15 of the Revised Statutes, entitled "of counties and county officers," as revised and reinstated by chapter 84, general laws of 1870.

To Committee on Judiciary.

By Senator Arnold :

No. 93, S.,

A bill to legalize the proceedings of the county board of supervisors, of Trempealeau County, in fixing salary of county officers.  
To Committee on Town and County Affairs.

By Senator Scott :

No. 94, S.,

A bill to authorize the Union Lumbering Company to make, maintain and operate certain improvements in Yellow River, for log driving purposes.

To Committee on Judiciary.

By Senator Van Schaick :

No. 95, S.,

A bill in relation to the proceedings and duties of certain commissioners.

To Committee on Claims.

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#### REPORTS OF STANDING COMMITTEES.

The Committee on Judiciary, to whom was referred

No. 8, A.,

A bill to amend chapter 58 of the laws of 1876, relating to foreign wills.

Respectfully report the same back to the Senate, and recommend that it be concurred in.

L. W. BARDEN.

*Chairman.*

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The Committee on Judiciary, to whom was referred

No. 31, S.,

A bill to prohibit the reception of any money or other valuable consideration in certain cases, by officials, from persons undergoing the penalties of the law for crimes and misdemeanors.

No. 39, S.,

A bill to amend section 2, chapter 166, general laws of 1859, amendatory of section 16, chapter 93, revised statutes, relating to sale of lands of minors and other persons under guardianship.

Respectfully report the same back to the Senate, and recommend that they be indefinitely postponed.

L. W. BARDEN,

*Chairman.*

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The Committee on Judiciary to whom was referred

No. 41, S.,

A bill to amend section 1, chapter 267, laws of 1873, relating to laying out highways,

Respectfully report the same back to the Senate with an amendment, and recommend its passage when amended.

L. W. BARDEN,  
*Chairman.*

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The Committee on Engrossed Bills have examined, and find correctly engrossed the following bills:

No. 3, S.,

A bill to appropriate to the state prison a sum of money therein named to re-imburse the prison for goods furnished other state institutions, and to pay indebtedness incurred in making new roofs.

No. 1, S.,

A bill relating to appeals from justices' courts and amendatory of section 216 of chapter 120 of the Revised Statutes of Wisconsin.

No. 29, S.

A bill to repeal section 1 of chapter 137 of the laws of Wisconsin of 1876, entitled "an act to amend section 6 of chapter 134 of the revised statutes, entitled 'of executions and proceedings supplementary thereto.'"

No. 27, S.,

A bill to amend section 1 of chapter 64 of the general laws of 1872, entitled "an act to provide for the enforcement of laws in certain cases."

R. E. DAVIS,  
*Acting Chairman.*

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The Committee on Agriculture to whom was referred

No. 25, S.,

A bill to amend chapter 53, general laws of 1858, entitled "an act for the formation and protection of county agricultural societies,"

Respectfully report the same back to the Senate and recommend that it do pass.

ALEX. W. ARNOLD,  
*Chairman.*

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#### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 51, A.,

A bill to reduce the rate of interest on bonds hereafter issued by the city of Milwaukee under section 23, chapter 311, laws of 1876.

And has amended and concurred in as amended.

No. 7, S.,

A bill to regulate time for holding the general and special terms of the circuit court in the sixth judicial circuit.

## ASSEMBLY MESSAGE CONSIDERED.

No. 51, A.,

Was referred to a select committee consisting of Senators Van Schaick Abert, and Mitchell.

The amendment to No. 7, S., was concurred in.

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## SENATE BILLS READY FOR A THIRD READING.

No. 1, S.,

A bill relating to appeals from justices' courts, and amendatory of section 216, of chapter 120, of revised statutes of Wisconsin.

No. 27, S.,

A bill to amend section 1, of chapter 64, of the general laws of 1872, entitled "an act to provide for the enforcement of laws in certain cases."

No. 29, S.,

A bill to repeal section 1, of chapter 137, of the general laws of 1876, entitled "an act to amend section 6, of chapter 134, of the revised statutes, entitled 'of executions and proceedings supplementary thereto.'"

Were severally read a third time and passed.

No. 3, S.,

A bill to appropriate to the state prison a sum of money therein named to reimburse the prison for goods furnished other state institutions, and to pay indebtedness in making new roofs.

Was read a third time and passed, by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Cavanagh, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hiner, Hudd, Rankin, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams and Wing—28.

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## ASSEMBLY BILLS ON THEIR THIRD READING.

No. 8, A.,

A bill relating to wills proved and allowed in any other of the United States or the Territories thereof.

Was ordered to a third reading.

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## SENATE BILLS ON THEIR ENGROSSMENT.

The amendment to

No. 41, S.,

A bill to amend section 1, chapter 267, laws of 1873, relating to laying out highways,

Was adopted, and the bill was ordered engrossed.

No. 25, S.,

A bill to amend chapter 53, general laws of 1858, entitled "an act for the promotion and protection of county agricultural societies,"

Senator Richardson offered the following amendment:

Amend by striking out the words "nor more than one in each county," in the 3d and 4th lines of printed bill.

On motion of Senator Rankin,

The bill, with pending amendment, was referred to the Judiciary Committee.

On motion of Senator Davis,

No. 31, S.,

A bill to prohibit the reception of money or other valuable consideration in certain cases, by officials, from persons undergoing the penalties of the law for crimes and misdemeanors,

Was referred to a special committee consisting of Senator Reed.

No. 39, S.,

A bill to amend section 2, chapter 166, general laws of 1859, amendatory of section 16, chapter 93, revised statutes, relating to sale of lands of minors and other persons under guardianship.

Was indefinitely postponed.

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### SPECIAL ORDER.

On motion of Senator Fifield, the Senate resolved itself into a Committee of the Whole on No. 4, S., with accompanying substitute,

Senator Hiner in the Chair.

After some time spent therein, the committee rose, and through their chairman, reported as follows:

MR. PRESIDENT: The Senate, in Committee of the Whole, has had under consideration No. 4, S., with pending substitute, has gone through with same, and has instructed me to report the same back to the Senate with amendments.

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### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

The question being on adopting the substitute to No. 4, S.,

Reported by the Committee on Railroads,

Senator Rankin offered the following amendment:

"Amend by striking out in section 1, all after the word 'years' in the eleventh line of the printed substitute."

The amendment was lost by the following vote:

Ayes—Senators Abert, Bones, Cavanagh, Hudd, Rankin, Ryan, Sacket, Tate, Treat—9.

Noes—Senators Arnold, Barden, Blair, Davis, Douglas, Farr, Fifield, Flint, Grimmer, Hiner, Mitchell, Mumbruc, Reed Richardson, Schneider, Scott, Torrey, Van Schacik, Williams, Wing.—20.

Senator Richardson offered the following amendment:

“Amend section 1 of substitute by inserting in 11th line, after the words ‘five years,’ the following, viz: from the 9th day of April, 1876.”

The amendment was adopted.

Senator Wing offered the following amendment:

“Amend substitute by inserting after the word ‘year’ in the 14th line of printed substitute the words: if section 2, of chapter 113, of the laws of 1875 had not been passed.”

The amendment was adopted.

Senator Davis moved a

### CALL OF THE SENATE.

The call being sustained the roll was called, and all the Senators were found to be present, except Senators Burrows and Hathaway, who had leave of absence. All the Senators being present, except those absent on leave, further proceedings under the call were dispensed with.

The question being on the adoption of the substitute as amended, the ayes and noes were demanded, and it was lost by the following vote:

Ayes—Senators Abert, Barden, Blair, Farr, Fifield, Hiner, Hudd, Mitchell, Ryan, Sacket, Scott, Van Schaick, Welch, Wing—14.

Noes—Senators Arnold, Bones, Cavanagh, Davis, Douglas, Flint, Grimmer, Mumbruc, Rankin, Reed, Richardson, Schneider, Tate, Torrey, Treat, Williams—16.

Senator Hudd moved that further consideration of the bill be postponed until Tuesday morning at 11 o'clock.

The ayes and noes being called for, the motion prevailed by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hiner, Hudd, Mitchell, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Treat, Van Schaick, Welch—24.

Noes—Senators Cavanagh, Davis, Mumbruc, Williams—4.

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### LEAVE OF ABSENCE WAS GRANTED

To Senator Wing, until Tuesday morning.

To Senator Burrows, indefinitely.

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On motion of Senator Arnold,  
The Senate adjourned.



MONDAY, JANUARY 29, 1877.

7:30, P. M.

The Senate met.

The President *pro tem.* in the chair.

The roll was called, and the following Senators answered to their names :

Senators Abert, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Farr, Fifield, Flint, Grimmer, Hiner, Hudd, Mumbrue, Rankin, Reed, Richardson, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams.

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#### MEMORIALS PRESENTED AND REFERRED.

By Senator Scott :

Mem. No. 25, S.,

Remonstrance of Van R. Willard and eighty others against the exemption of the Wisconsin Central Railroad Company's lands.

Ordered on file.

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#### RESOLUTIONS INTRODUCED.

By Senator Tate :

No. 16, S.,

Relating to the suspected death of the state printer.

WHEREAS, it is a well known fact to the legislature that there is some trouble with the machinery of our state printer, and

WHEREAS, it is currently rumored that our state printer is dead, and

WHEREAS, it is important to all printers, to mankind in general, and more particularly to this legislature, that a correct diagnosis be had in the case, to the end that this legislature may understand to whom, if to any one, they are to award their printing hereafter, therefore

*Resolved*, That a committee of three, consisting of Senators Farr, Downs and Reed be and are hereby appointed to proceed at once to exhume the body our late state printer, hold a *post mortem* there-

on, and report the result of their labors to the Senate by bill or otherwise, at an early day.

The resolution lies over.

By Senator Davis:

Jt. Res. No. 6, S.,

In relation to purchase of additional copies of the Legislative Manual.

*Resolved by the Senate, the Assembly concurring:* That the secretary of state be directed to purchase for the use of the legislature, additional copies of the Legislative Manual for 1877, and distribute them as follows: ten copies each to the state officers in the capitol and the lieutenant-governor, and to the members of the Senate and Assembly, and to the chief clerks and sergeants-at-arms of the two houses; three copies to each reporter for a daily newspaper, in regular attendance at this session; one copy each to the other clerks and employes of the two houses; one copy each to the State Agricultural Society, to the State Horticultural Society, to the State Board of Charities and Reform, to the Academy of Arts and Sciences, to the State Board of Health, and to the Commissioners of Fish and Fisheries; one copy each to the State University and normal schools, and to the state penal and charitable institutions; one copy to the clerk of the Supreme Court and of the United States courts for Wisconsin, and forty-eight copies to the secretary of state to exchange for similar publications with the secretaries of other states and territories; one copy for each state officer, and for each member of the legislature, for the chief clerk and sergeant-at arms of each house, and for each reporter in regular attendance, shall be bound in half morocco, and lettered with his name; *provided*, the price for said Manuals shall not exceed two dollars per copy, except those in extra binding, the account for which shall be audited at regular trade rates for such work.

On motion of Senator Davis, the rules were suspended and the resolution was adopted.

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## BILLS INTRODUCED.

Read first and second times and referred.

By Senator Flint :

No. 96, S.,

A bill to distribute more equally the burdens of taxation in certain counties in this state.

To Committee on State Affairs.

By Senator Hudd:

No. 97, S.,

A bill to submit to the people an amendment to article VII. of the constitution.

To Committee on Judiciary.

By Senator Douglas :

No. 98, S.,

A bill to amend sub-division 5 of section 11 of chapter 119, of the general laws of 1872, entitled "an act in relation to railroads and the organization of railroad companies."

To Committee on Railroads.

By Senator Richardson :

No. 99, S.,

A bill to amend section 1 of chapter 92 of the laws of 1876, entitled "an act for the preservation of duck and other wild fowl."

To Committee on Agriculture.

By Senator Burrows :

No. 100, S.,

A bill to appropriate to the superintendent of public property a sum of money therein named for the use of the state.

To Committee on Claims.

By Senator Burrows :

No. 101, S.,

A bill to supply the state capitol with water and protect it from fire.

To Committee on State Affairs.

By Senator Burrows :

No. 102, S.,

A bill to amend an act entitled "an act to amend and add to an act entitled 'an act to consolidate chapter 49 of the private and local laws of 1855,' entitled 'an act to incorporate the village of Madison into a separate school district, and all acts amendatory thereof,'" being chapter 203 of the private and local laws of 1867.

To Committee on Education.

By Senator Scott :

No. 103, S.,

A bill to change the boundaries of certain towns in Lincoln county, and to organize the town of Scanawan therein.

To Committee on Town and County Affairs.

By Senator Scott :

No. 104, S.,

A bill to amend section 1 of chapter 100, relative to liens upon logs and timber.

To Committee on Judiciary.

By Senator Scott ;

No. 105, S.,

A bill relating to the assessment and collection of taxes, and issuing of tax deeds in Jackson county.

To Committee on Judiciary.

By Senator Van Schaick :

No. 106, S.,

A bill to provide for the construction of gas works for the purpose of lighting the state capitol and grounds with gas.

To Committee on Finance, Banks and Insurance.

By Senator Torrey:

No. 107, S.,

A bill to incorporate the Oshkosh city horse railway company.

To Committee on Judiciary.

By Senator Farr:

No. 108, S.,

A bill to fix the time for holding the terms of the circuit court in the county of Kenosha.

To Committee on Judiciary.

By Senator Reed:

No. 109, S.,

A bill to provide for the punishment of indecent bathing.

To Committee on Judiciary.

By Senator Reed:

No. 110, S.,

A bill relating to apportioning the bonded indebtedness of the town of Jefferson, Jefferson county, and amendatory of section 2 of chapter 12, laws of 1874.

To Committee on Judiciary.

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### REPORTS OF COMMITTEES.

The Committee on Enrolled Bills have examined and find correctly enrolled the following bill:

No. 7, S.,

An act to regulate the time of holding general and special terms of the circuit court in the sixth judicial circuit.

J. HENRY TATE,

*Acting Chairman.*

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### SENATE RESOLUTIONS CONSIDERED.

Res. No. 15, S.,

Authorizing the Railroad Committee to appoint a clerk,

Was adopted.

Res. No. 12, S.,

*Resolved*, That the following rule be adopted as rule No. 55:

"No bill or memorial shall be ordered to a third reading on the same day on which it is reported by a committee, excepting privileged matter and resolutions."

Senator Flint offered the following amendment: strike out all after the word "resolved" and insert:

That Senate rule No. 38, be amended so as to read as follows:

When a bill, joint resolution, or memorial to congress shall have received two readings and been reported to the Senate for further action, the bill, resolution, or memorial shall be placed on the calendar of bills on their engrossment and third reading. No bill or memorial shall be ordered to a third reading on the same day on which it is reported by a committee, except on the last day of

the session. The Senate may, however, by vote, direct that the bill, memorial, or resolution be considered in committee of the whole before ordering it to a third reading.

On motion of Senator Tate, the resolution, with pending amendment, was laid over until to-morrow.

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#### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 8, A.,

A bill relating to wills proved and allowed in any other of the United States or the territories thereof.

Was read a third time and concurred in.

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#### SENATE BILLS ON THEIR ENGROSSMENT.

The substitute to

No. 12, S.,

A bill to amend section 13, of chapter 182, of the general laws of 1872, entitled "an act to authorize municipal corporations to aid in the construction of railroads,"

Was adopted, and on motion of Senator Tate the rules were suspended, and the bill was read a third time and passed, and the title was amended so as to read as follows:

A bill relating to narrow-gauge railroads, and amendatory of section 13, of chapter 182, of the general laws of 1872, as amended by chapter 317, of the laws of 1874, and chapter 117, of the laws of 1875.

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On motion of Senator Fifield,  
The Senate adjourned.

TUESDAY, JANUARY 30, 1877.

The Senate met,  
The President *pro tem.* presiding.

Prayer by Rev. L. Y. Hays.

The roll was called and the following Senators answered to their names:

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Richardson, Ryan, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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#### MEMORIALS PRESENTED AND REFERRED.

By Senator Mumbrue:

Mem. No. 26, S.,

Remonstrance of David Stevens and 127 others against the exemption of Wisconsin Central Railroad lands from taxation.

Ordered on file.

By Senator Mumbrue:

Mem. No. 27, S.,

Remonstrance of H. R. Davidson and 80 others against the exemption of Wisconsin Central Railroad lands from taxation.

Ordered on file.

By Senator Mumbrue:

Mem. No. 28, S.,

Remonstrance of Alfred Bates and 68 others against the exemption of the lands of the Wisconsin Central Railroad Company from taxation.

Ordered on file.

By Senator Mumbrue:

Mem. No. 29, S.,

Of the board of supervisors of Marathon county, Wisconsin, to the legislature of the State of Wisconsin.

To select Committee, consisting of Senator Mumbrue.

By Senator Torrey:

Mem. No. 30, S.,

Of Joseph Boles, C. Foster, J. V. Jones, J. H. Porter, and 26 oth

ers, citizens of Oshkosh, in favor of exemption of Wisconsin Central Railroad lands from taxation.

Ordered on file.

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### RESOLUTIONS INTRODUCED.

By Senator Hathaway :

Res. No. 17, S.,

Relating to highway taxes.

*Resolved*, That the committee on roads and bridges, be and they are hereby requested to inquire into the propriety of so changing the law in regard to the collection and appropriation of moneys levied and collected for road purposes, that the same be collected in money, and applied under the direction of the town board of supervisors, and report by bill or otherwise.

The resolution lies over under the rules.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Farr :

No. 111, S.,

A bill to amend section 15 of chapter 133 of the Revised Statutes relating to witness fees in any justice's court or before any officer, persons or board authorized to take the examination of witnesses and to amend section 1 of chapter 146 of the general laws of 1869, entitled "an act to amend section 15 of chapter 133 of the Revised Statutes, relating to witness fees in courts of record."

To Committee on Judiciary.

By Senator Williams :

No. 112, S.,

A bill to amend chapter 224 of the private and local laws of 1871 relating to the city of Beaver Dam.

To Select Committee consisting of Senator Williams.

By Senator Douglas :

No. 113, S.,

A bill to amend section 5 chapter 144, of the general laws of 1872, entitled "an act for the organization of corporations for manufacturing and other purposes."

To Committee on Incorporations and Public Improvements.

By Senator Douglas :

No. 114, S.,

A bill relating to the reduction of the price of swamp and overflowed lands in Jackson county.

To Committee on Public Lands.

By Senator Treat :

No. 115, S.,

A bill to appropriate to Rufus B. Smith, a sum of money therein named.

To Committee on Claims.

By Senator Treat :

No. 116, S.,

A bill to appropriate to William Buckley a sum of money therein named.

To Committee on Claims.

By Senator Treat :

No. 117, S.,

A bill to appropriate to Joseph B. Treat, a sum of money therein named.

To Committee on Claims.

By Senator Treat :

No. 118, S.,

A bill to appropriate to M. Griffin, a sum of money therein named.

To Committee on Claims.

By Senator Treat :

No. 119, S.,

A bill to provide for the payment of witnesses who appeared and testified before the joint investigation committee appointed by virtue of Jt. Res. No. 25, S., of the session of 1876.

To Committee on Claims.

By Senator Williams:

No. 120, S.,

A bill to appropriate to Elias N. White a sum of money therein named.

To Committee on Claims.

By Senator Williams:

No. 121, S.,

A bill to appropriate to Peter Fagg a sum of money therein named.

To Committee on Claims.

By Senator Williams:

No. 122, S.,

A bill to appropriate to J. A. Barney a sum of money therein named.

To Committee on Claims.

By Senator Arnold :

No. 123, S.,

A bill to amend section 2 of chapter 55 of the general laws of 1869, entitled "an act to provide for stereotyping the reports of the decisions of the supreme court."

To Committee on Judiciary.



By Senator Arnold:

No. 124, S.,

A bill appointing four trustees for the Galesville University, authorizing the general assembly of the Presbyterian church in the United States of America to appoint eight trustees therefor; also repealing section 1 of chapter 11 of the private and local laws of 1862, and chapter 259 of the private and local laws of 1870.

To Committee on Judiciary.

By Senator Wing:

No. 125, S.,

A bill relating to assaults with intent to do great bodily harm, and to prescribe the punishment therefor.

To Committee on Judiciary.

By Senator Wing:

No. 126, S.,

A bill relating to court commissioners, their appointment, powers and duties, and amendatory of section 94, of chapter 13, of the Revised Statutes, entitled "of counties and county officers," and the several acts amendatory thereof.

To Committee on Judiciary.

By Senator Grimmer:

No. 127, S.,

A bill to repeal chapter 108, of the general laws of 1874, relating to the town of Ahnapee.

To Committee on Judiciary.

By Senator Grimmer:

No. 128, S.,

A bill to amend chapter 188, of the general laws of 1872, relating to the town of Ahnapee.

To Committee on Judiciary.

By Senator Grimmer:

No. 129, S.,

A bill to authorize the town of Ahnapee to build and maintain a bridge across Ahnapee river.

To Committee on Roads and Bridges.

By Senator Scott:

No. 130, S.,

A bill to amend section 1, of chapter 83, of the laws of Wisconsin, of 1874, entitled "an act to amend section 1, of chapter 56, of the laws of 1873, relating to common schools."

To Committee on Education.

By Senator Scott:

No. 131, S.,

A bill to authorize the town of Necedah, in the county of Juneau, to appropriate a certain sum of money in aid of the construction of the Necedah and Camp Douglas Railroad.

To Committee on Railroads.

By Senator Sacket :

No. 132, S.,

A bill to lay out and establish a state road, from the town of Hancock, Waushara county, to the town of Strong's Prairie in Adams county.

To Committee on Roads and Bridges.

By Senator Sacket :

No. 133, S.,

A bill to amend section 2, chapter 71, general laws of 1858, entitled "an act to provide for the keeping of insane persons."

To Committee on Charitable and Penal Institutions.

By Senator Hudd :

No. 134, S.,

A bill concerning the acknowledgments of certain deeds.

To Committee on Judiciary.

By Senator Hudd :

No. 135, S.,

A bill relating to appeals from justices' courts and amendatory of section 205 of chapter 120 of the Revised Statutes.

To Committee on Judiciary.

By Senator Hudd :

No. 136, S.,

A bill relating to the trial of certain criminal cases.

To Committee on Judiciary.

By Senator Hudd :

No. 137, S.,

A bill to prevent the adulteration of food.

To Committee on Judiciary.

By Senator Mumbrue :

No. 138, S.,

A bill relating to town insurance companies and amendatory of section 10, chapter 344, laws of 1876.

To Committee on Finance, Banks and Insurance.

By Senator Burrows :

No. 139, S.,

A bill relating to the Madison Mutual Insurance Company and amendatory of chapter 329, private and local laws of 1863.

To Committee on Finance, Banks and Insurance.

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## REPORTS OF COMMITTEES.

The Committee on Federal Relations to whom was referred

M. C. No. 1, S.,

For increased mail service in the northern portion of Sauk county,

Have had the same under consideration, and instructed me to report the same back, and recommend its passage.

R. J. FLINT,  
*Chairman.*

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The Committee on Incorporations and Public Improvements to whom was referred

No. 55, S.,

A bill to amend section 7, chapter 67, of the Revised Statutes, entitled of "cemetery associations."

Have had the same under consideration, and instructed me to report same back with recommendation that it be indefinitely postponed.

THOMAS B. SCOTT,  
*Chairman.*

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The Committee on Engrossed Bills have examined and find correctly engrossed the following bill:

No. 41, S.,

A bill to amend section 1, chapter 267, laws of 1873, relating to laying out highways.

GEO. B. BURROWS,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The special committee to whom was referred bill

No. 51, A.,

A bill to reduce the rate of interest on bonds hereafter issued by the city of Milwaukee, under section 23, chapter 311, laws of 1876,

Respectfully report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that the same be concurred in.

I. W. VAN SCHAICK,  
*Chairman.*

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#### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has adopted, and asks the concurrence of the Senate in

Jt. Res. No. 17, A.,

Relating to the use of the Capitol building for executive reception, February 9th ;

And has adopted, and asks the concurrence of the senate in  
Jt. Res. No. 16, A.,  
Relating to printing for the use of the legislature.  
And has concurred in  
Jt. Res. No. 2, S.,  
Agreeing to an amendment to section 4, article VII., of the constitution of the State of Wisconsin.

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#### ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 16, A.,  
Was concurred in.  
Jt. Res. No. 17, A.,  
Was referred to the Committee on State Affairs.

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#### SENATE RESOLUTIONS CONSIDERED.

Res. No. 12, S.,  
Relating to the rules of the Senate.

The question being on the adoption of the pending amendment offered by Senator Flint,

Senator Davis moved to amend the rule by striking out the words, "the Senate may, however, by vote, direct that the bill, memorial or resolution be considered in committee of the whole, before ordering it to a third reading."

The question being taken on the amendment, it was agreed to, and the rule as thus amended was adopted, and rule 38 of the Senate was declared to stand as follows:

RULE 38—When a bill, joint resolution, or memorial to congress shall have received two readings and been reported to the Senate for further action, the bill, resolution, or memorial shall be placed on the calendar of bills on their engrossment and third reading. No bill or memorial shall be ordered to a third reading on the same day on which it is reported by the committee, except on the last day of the session.

No. 16, S.,

Relating to the suspected death of the state printer.

Senator Hudd offered the following amendment:

Amend by striking out all of the *whereases*; also, to strike out of the resolution the words, "our late state printer," so that the resolution may read: "That a committee of three, consisting of Senators Farr, Downs, and Reed, be and are hereby appointed to proceed at once to examine the body and hold a *post mortem* thereon, and report the result: a remedy by pill or other prescription."

Senator Welch moved to lay the amendment on the table,  
Which motion prevailed.

## SENATE BILLS READY FOR A THIRD READING.

No. 41, S.,

A bill to amend section 1, chapter 267, laws of 1873, relating to laying out highways,

Was read a third time, and passed.

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## LEAVE OF ABSENCE.

Leave of absence was granted

To Senator Grimmer, until Monday next; and

To Senator Downs, indefinitely.

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## THE SPECIAL ORDER.

The special order for this hour, being

No. 4, S.,

A bill to extend the time of exemption from assessment and taxation of certain lands fixed in the act incorporating the Winnebago and Lake Superior Railroad Company, approved April 6, 1866, and in the act incorporating the Portage and Superior Railroad Company, approved April 9, 1866,

Was taken up.

The question being on ordering the bill engrossed for a third reading,

Senator Fifield offered the following amendment:

Amend by striking out all after the words "Section 3," and insert the following:

Section 3. The land commissioner or other officers of said company having in charge the sale of the company's lands, shall, on or before the first day of May in each year, file with the county clerk of each county in which said company has sold lands, a statement under oath of all lands previously sold, or contracted to be sold, or on which the timber has been previously sold or contracted to be sold, up to the fifteenth day of April in the year 1877, and annually thereafter, and all such lands sold or contracted to be sold, or on which the timber has been sold or contracted to be sold, shall be, from the date of such sale or contract, subject to assessment and taxation.

Section 4. The provisions of this act shall not apply to, nor in any manner exempt said lands from the taxes which have been heretofore assessed against them.

Section 5. All acts or parts of acts conflicting with the provisions of this act are hereby repealed.

Section 6. This act shall take effect and be in force from and after its passage and publication.

The question being on adopting the amendment,

Senator Treat offered the following further amendment thereto:

Amend by inserting in the bill as section 5, the following, and number the following sections to correspond: Section 5. So much of section 2, of chapter 113, of the laws of Wisconsin, of 1875, which exempts the Wisconsin Central Railroad Company from payment of its license fees during the time which, by the act, it is exempted from taxes on its lands, is hereby repealed.

The amendment was adopted.

The question being on adopting the amendment, as thus amended, Senator Wing moved to lay it on the table.

The ayes and noes being demanded, the motion was negatived by the following vote:

Ayes—Senators Arnold, Cavanagh, Davis, Douglas, Flint, Schneider, Williams, Wing—8.

Noes—Senators Abert, Barden, Blair, Bones, Burrows, Downs, Farr, Fifield, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Richardson, Ryan, Sacket, Scott, Torrey, Treat, Van Schaick, Welch—24.

Senator Barden offered the following amendment:

Amend section 6 by striking out the word "conflicting," and insert in lieu thereof the following: "so far as they conflict."

The amendment was adopted.

Senator Richardson offered the following amendment to section 6 by adding, "as for the purposes of this act only."

The amendment was adopted.

The question being on adopting the amendment as thus amended, it prevailed.

Senator Mumbrue offered the following further amendment:

Amend by adding the following to section 1, viz: *Provided*, that this act shall be assented to by an affirmative vote of the people of each town wherein any of the lands of the Wisconsin Central railroad are located, at any special election to be called for that purpose in the usual manner of calling special elections, or at any annual town meeting in such towns; and this act shall have no effect until such assent is so given.

The amendment was lost by the following vote:

Ayes—Senators Arnold, Cavanagh, Davis, Douglas, Flint, Mumbrue, Scott, Tate, Treat, Williams, Wing—11.

Noes—Senators Abert, Barden, Blair, Bones, Burrows, Downs, Farr, Fifield, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Rankin, Reed, Richardson, Ryan, Sacket, Schneider, Torrey, Van Schaick, Welch—22.

Senator Rankin offered the following to stand as section 6, and re-number the following section to correspond, viz:

Amend by adding after section 6 the following: Section 6. The provisions of this act exempting said lands shall be null and void if the said railroad company shall neglect or refuse to comply with any of the conditions and provisions of this act on its part to be performed, within the times therein limited.

The amendment was adopted.

Senator Mumbrue offered the following amendment :

Amend by adding to section 1, as follows: *Provided*, however, and this exemption is granted upon the express condition that said company shall annually set aside, to be paid as hereinafter provided, to the counties where the lands exempted by this act lie, a sum of money equal to the amount of license fees, which would otherwise be required by law from said company during said year, and shall annually, on or before the first day of March, or within ninety days thereafter, pay to each such county the same proportionate part of said sum which the lands so exempted within said county, shall bear to the entire quantity of lands exempted by this act, said monies so paid to said counties shall be paid over to the several towns in said counties, for the use and benefit of said towns in the same proportion, which the quantity of lands exempted under the provisions of this act in each of said towns, bears to the whole quantity of lands exempted in said county.

Senator Rankin raised the point of order, that the amendment being in conflict with an amendment previously adopted, it was not in order.

The President ruled that the point of order was not well taken.

Senator Wing moved to re-commit the bill, with pending amendment, to the Railroad committee.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Arnold, Douglas, Flint, Mumbrue, Schneider, Scott, Tate, Williams, Wing.—9.

Noes—Senators Abert, Barden, Blair, Bones, Burrows, Davis, Downs, Farr, Fifield, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Rankin, Reed, Richardson, Ryan, Sacket, Torrey, Treat, Van Schaick, Welch.—23.

The question being on adopting the amendment offered by Senator Mumbrue,

The ayes and noes were called for, and it was rejected by the following vote :

Ayes—Senators Arnold, Barden, Burrows, Davis, Douglas, Flint, Hathaway, Mumbrue, Scott, Tate, Welch, Williams, Wing.—13.

Noes—Senators Blair, Bones, Cavanagh, Downs, Farr, Fifield, Grimmer, Hiner, Hudd, Mitchell, Rankin, Reed, Richardson, Ryan, Sacket, Schneider, Torrey, Treat, Van Schaick.—19.

The question recurring on ordering the bill engrossed for a third reading,

The ayes and noes were called for, and it prevailed by the following vote:

Ayes—Senators Abert, Barden, Blair, Bones, Burrows, Downs, Farr, Fifield, Hathaway, Hiner, Hudd, Mitchell, Reed, Richardson, Ryan, Sacket, Treat, Van Schaick.—18.

Noes—Senators Arnold, Cavanagh, Davis, Douglas, Flint, Grimmer, Mumbrue, Rankin, Schneider, Scott, Tate, Torrey, Welch, Williams, Wing.—15.

On motion of Senator Davis,

The Senate adjourned.

WEDNESDAY, JANUARY 31, 1877.

The Senate met,  
The Lieutenant Governor in the chair.

Prayer by the Rev. Mr. Huntley.

The roll was called, and the following Senators answered to their names :

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Farr, Fifield, Flint, Hathaway, Hiner, Hudd, Mitchell, Mumbroe, Rankin, Reed, Richardson, Ryan, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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#### MEMORIALS PRESENTED AND REFERRED.

By Senator Fifield :

Mem. No. 31, S.,

Of O. B. Blackwell, Chas. Ayers, C. S. Smith and others, residents of St. Croix, Pierce and Pepin counties, asking for a law authorizing a state road from Cady, St. Croix county, to Stockholm, in Pepin county.

To Committee on Roads and Bridges.

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#### RESOLUTIONS INTRODUCED.

By Senator Torrey :

Res. No. 18, S.,

Requesting the return of bill No. 29, S.

*Resolved*, That the assembly be and is hereby requested to requested to return for further consideration, Bill No. 29, S.,

The rules were suspended, and the resolution was adopted.

By Senator Wing :

Res. No. 19, S.,

*Resolved*, That the Committee on Town and County Organization be and are hereby required to inquire into the propriety of enacting a law, to limit the amount of taxes which may be raised in any county, town, or city, and school district, or road district in any one year, and they report by bill or otherwise.

The rules were suspended and the resolution adopted.



By Senator Richardson:

Jt. Res. No. 7, S.,

Relating to report of State Board of Health.

*Resolved*, By the Senate, the Assembly concurring, that the 500 copies of the first annual report of the State Board of Health, required by law to be retained by the superintendent of public property, as public documents, be and are hereby transferred to the custody and control of said Board of Health.

The resolution lies over under the rules.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Welch:

No. 140, S.,

A bill in relation to the admission of attorneys of courts of record.

To Committee on Judiciary.

By Senator Richardson:

No. 141, S.,

A bill relating to claims against counties, and amendatory of section 2, chapter 160, general laws of 1868.

To Committee on Town and County Affairs.

By Senator Richardson:

No. 142, S.,

A bill relating to the publication of the transactions of the Northern Wisconsin Agricultural and Mechanical Association, and amendatory of chapter 226, laws of 1876.

To Committee on Agriculture.

By Senator Richardson:

No. 143, S.,

A bill relating to public printing, and amendatory of chapter 243, laws of 1874.

To Committee on Printing.

By Senator Richardson:

No. 144, S.,

A bill to amend section 7 chapter 67, of Revised Statutes, entitled "of cemetery associations and town cemeteries."

To Committee on Incorporations and Public Improvements.

By Senator Scott:

No. 145, S.,

A bill to authorize the commissioners of schools and university lands to loan a portion of its trust funds to the town of Pine Valley, in the county of Clark.

To Committee on Education.

By Senator Douglas:

No. 146, S.,

A bill to provide for the alteration and the discontinuance of

portions of the state road from Black River Falls in Jackson county to the city of La Crosse in La Crosse county.

To Committee on Roads and Bridges.

By Senator Torrey :

No. 147, S.,

A bill to prohibit the Continental Insurance Company of New York city from doing business in the State of Wisconsin.

To Committee on Finance, Banks, and Insurance.

By Senator Mumbroe :

No. 148, S.,

A bill relating to swamp lands in a certain locality and to repeal chapter 313 of the private and local laws of 1869, entitled "an act to authorize the use of money arising from the sale of certain swamp and overflowed lands in the county of Portage, for drainage purposes," and to amend chapter 537, of the laws of 1865, relating thereto, and also to repeal chapter 105 of the private and local laws of 1875, entitled "an act to amend chapter 313 of the private and local laws of 1869."

To Committee on Public Lands.

By Senator Arnold :

No. 149, S.,

A bill to amend section 2 of chapter 192, of the laws of Wisconsin of 1875, entitled "an act to authorize William Dunlap to keep and maintain a ferry across lake Pepin from the village of Stockholm, Wisconsin, to Lake City, Minnesota."

To Select Committee consisting of Senators Flint and Arnold.

By Senator Arnold :

No. 150, S.,

A bill to appropriate to Ira F. Kilmer a sum of money therein named.

To Committee on Claims.

By Senator Arnold :

No. 151, S.,

A bill to amend chapter 224 of the private and local laws of 1867, entitled "an act to incorporate the village of Trempealeau."

To Committee on Incorporations.

By Senator Wing :

No. 152, S.,

A bill to repeal chapter 407 of the laws of Wisconsin of 1876, entitled "an act for locating and changing county seats," and to reenact and amend section two of chapter 89 of the general laws of 1872.

To Committee on Town and County Affairs.

By Senator Mumbroe :

No. 153, S.,

A bill to authorize Benjamin Briskley and his associates and assigns to improve the Little Eau Pleine river and maintain a boom on the same.

To Committee on Incorporations and Public Improvements.

By Senator Mumbrue:

No. 154, S.,

A bill to authorize school district No. 2, in the town of Little Wolf, Waupaca county, to borrow a certain sum of money.

To Committee on Education.

By Senator Hiner:

No. 155, S.,

A bill to prevent the fraudulent issuing of jurors' and witnesses' certificates by clerks of the circuit courts.

To Committee on Judiciary.

By Senator Hiner:

No. 156, S.,

A bill to regulate the use of the great seal, and to establish a lesser seal.

To Committee on State Affairs.

By Senator Ryan:

No. 157, S.,

A bill to amend section 16, of chapter 7, of the Revised Statutes, in regard to notices of general and special elections.

To Committee on Judiciary.

By Senator Ryan:

No. 158, S.,

A bill relating to offenses against property.

To Committee on Judiciary.

By Senator Ryan:

No. 159, S.,

A bill to provide for the competency of married women, as witnesses.

To Committee on Judiciary.

By Senator Blair:

No. 160, S.,

A bill to authorize the trustees, managers and directors of the state charitable, penal and benevolent institutions, to require their treasurer or other person having money or property of said institutions in their possession, to give bonds.

To Committee on Judiciary.

By Senator Burrows:

No. 161, S.,

A bill to enable the City of Madison to refund the capitol extension bonds.

To Committee on Finance, Banks and Insurance.

By Senator Burrows:

No. 162, S.,

A bill to appropriate to Sylvester G. H. Crocker, the sum of money therein named.

To Committee on Claims.

Ry Senator Blair :

No. 163, S.,

A bill to revise and amend the charter of the village of Wauke-  
sha.

To Committee on Judiciary, and ordered not printed.

By Senator Reed :

No. 164, S.,

A bill relating to justices of the peace in the city of Watertown.

To Committee on Judiciary.

Ry Senator Reed :

No. 165, S.,

A bill to authorize the city of Watertown to regulate and license  
the traffic and sale of goods and wares by certain persons within  
the limits of the city.

To Committee on Judiciary.

By Senator Reed :

No. 166, S.,

A bill to exempt members of the Watertown fire department  
from certain duties therein named.

To Committee on Incorporations and Public Improvements.

By Senator Hudd :

No. 167, S.,

A bill relating to towns and town officers, and amendatory of  
section 87, of chapter 15, of Revised Statutes.

To Committee on Town and County Affairs.

By Senator Hudd :

No. 168, S.,

A bill to amend an act entitled "an act to amend chapter 262,  
of the laws of 1875," and to amend an act entitled "an act to re-  
vise, consolidate and amend an act to incorporate the city of Green  
Bay, and the several acts amendatory thereof," approved March  
8th, 1875.

To Select Committee, consisting of Senator Hudd.

By Senator Torrey :

No. 169, S.,

A bill to revise, consolidate, and amend the charter of the city  
of Oshkosh, and the acts incorporating the city, and the several  
acts amendatory thereof.

To Committee on Incorporations and Public Improvements.

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## REPORTS OF COMMITTEES.

The Committee on Judiciary, to whom was referred

No. 22, S.,

A bill relating to the election and appointment of inspectors of  
elections.

Jt. Res. No. 5. S.,

Ratifying and agreeing to joint resolution number 7, adopted by

8—s J

the legislature of 1876, proposing an amendment to section 2, article 8, of the constitution of this state.

No. 56, S.,

A bill to abolish time sentences to the state prison.

No. 66, S.,

A bill to provide for the trial of contested claims presented against the estate of deceased persons.

No. 68, S.,

A bill to legalize the acts of the Waukesha county agricultural society.

No. 69, S.,

A bill relating to the compensation of town assessors, and amendatory of section 1 of chapter 18 of the general laws of 1870.

Respectfully report the same back to the Senate, and recommend that each be indefinitely postponed.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 36, S.,

A bill to amend sections 5, 6, and 8, of chapter 153 of the general laws of 1876, relating to the corporation of fire departments in unincorporated villages.

Respectfully report the same back to the Senate, and recommend that it be referred to the Committee on Towns and County Organization.

L. W. BARDEN,  
*Chairman.*

So ordered.

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The Committee on Judiciary to whom was referred

No. 25, S.,

A bill to amend chapter 53, general laws of 1858, entitled "an act for the formation and protection of county agricultural societies."

Respectfully report the same back to the Senate with an amendment, and when so amended that it do pass.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 42, S.,

A bill relating to the election of county, town, city, village, and school-district treasurers.

Respectfully report the same back to the senate and recommend that it be indefinitely postponed, Senators Burrows and Hudd dissenting.

L. W. BARDEN,  
*Chairman.*

The Committee on Judiciary to whom was referred

No. 11, S.,

A bill relating to cemetery associations.

No. 54, S.,

A bill to amend section 33, of chapter 133, of the Revised Statutes, entitled "of costs and fees," as amended by section 1, of chapter 181, of the general laws of 1861.

No. 70, S.,

A bill relating to actions against counties and cities on defective tax certificates and tax deeds, and amendatory of section 1, chapter 144, laws of 1874.

Respectfully report the same back to the Senate and recommend that each do pass.

L. W. BARDEN,  
*Chairman.*

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The Committee on Incorporations and Public Improvements, to whom was referred bills:

No. 51, S.,

A bill to authorize the city of Janesville to issue bonds to provide and pay for engine house in said city.

No. 57, S.,

A bill to authorize Peter Wilkinson, Ignez Steinmetz, William Owen, Amos Johnson, Darius Palmer, and others, to erect and maintain a dam across Leach Creek, in Sauk county.

No. 59, S.,

A bill to amend section 22, chapter 144, of the general laws of 1872, relating to the organization of corporations for manufacturing and other purposes.

No. 62, S.,

A bill to amend chapter 133 of the private and local laws of 1857, entitled "an act to consolidate and amend the act to incorporate the city of Kenosha, and the several acts amendatory thereof."

Respectfully report the same back with recommendation that they do pass.

No. 34, S.,

A bill relating to church edifices and amendatory of section 1 of chapter 164 of the general laws of 1869.

With recommendation that it be indefinitely postponed.

No. 65, S.,

A bill to revise, consolidate and amend the act entitled "an act to incorporate the Germantown Farmers' Mutual Insurance Company," approved April 1, 1854, and all acts amendatory thereof.

With recommendation that it be referred to the Judiciary Committee.

THOMAS B. SCOTT,  
*Chairman.*

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No. 65, S.,

Was referred to the Judiciary Committee.

The Joint Committee on Claims had under consideration

No. 15, S.,

A bill to authorize the secretary of state to purchase copies of Taylor's Statutes.

And reports the same back with the recommendation that said bill be indefinitely postponed; also

No. 47, S.,

A bill to appropriate a sum of money to Robert Parkin.

And report same back with the recommendation that said bill be indefinitely postponed.

D. E. WELCH,  
*Chairman.*

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The Committee on Enrolled Rills have examined and find correctly enrolled

Jt. Res. No. 2, S.,

Agreeing to an amendment to section 4, article VII. of the constitution of the State of Wisconsin.

THOS. A. BONES,  
*Chairman.*

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The Committee on State Affairs to whom was referred

No. 9, S.,

A bill amendatory of section 2, of chapter 58, laws of 1861, being an act entitled "an act declaring the 22d day of February, and the 4th of July holidays."

Have instructed me to report the same back with the recommendation that it be indefinitely postponed.

Senator Davis dissenting.

O. C. HATHAWAY,  
*Chairman.*

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The Committee on State Affairs to whom was referred

Jt. Res. No. 17, A.,

Relating to use of Capitol building for executive reception, February 9,

Have had the same under consideration, and instructed me to report the same back with amendment, and recommend that the resolution be concurred in when so amended.

O. C. HATHAWAY,  
*Chairman.*

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The following is the amendment reported by the committee:

Amend by striking out all after the words "February 9," and insert in lieu thereof "and that such rooms as may be required for the purposes of this resolution be placed under the control of the Committee on Reception during that evening, and the superintendent-

ent of public property is hereby requested to assist the committee in carrying out the provisions of this resolution."

The amendment was adopted, and the resolution as amended was concurred in.

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The Committee on Engrossed Bills have examined and find correctly engrossed, the following bill :

No. 4, S.,

A bill to extend time of exemption from assessment and taxation of certain lands fixed in the act incorporating the Winnebago and Lake Superior railroad company, approved April 6, 1866, and in the act incorporating the Portage and Superior railroad company, approved April 9th, 1866.

GEO. B. BURROWS,  
*Chairman.*

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### REPORTS OF SPECIAL COMMITTEES.

The Select Committee to whom was referred

No. 43, S.,

A bill to amend chapter 111 of the Revised Statutes, entitled "of divorce."

Have considered the same and report it back with an amendment, and ask that the bill do pass when so amended.

A. FARR,  
*Chairman.*

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### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 35, A.

A bill relating to the apportionment of the state into Senate and Assembly districts, and amendatory of chapter 343 of the general laws of 1876.

No. 26, A.,

A bill to prevent the killing or destroying of wild pigeon while on their brooding grounds.

No. 44, A.,

A bill relating to legal holidays, and amendatory of chapter 32, of general laws of 1872.

No. 13, A.,

A bill to establish the school district of the city of Shawano, and to regulate its boundaries.

No. 36, A.,

A bill to enable the county of Jackson, to compromise its bonded indebtedness.



## ASSEMBLY MESSAGE CONSIDERED.

Nos. 35 and 44, A.,  
Were referred to Judiciary Committee.  
No. 36, A.,  
Was referred to Committee on Town and County Affairs.  
No. 13, A.,  
Was referred to Committee on Education.  
No. 26, A.,  
Was referred to Committee on Agriculture.

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## SENATE RESOLUTIONS CONSIDERED.

Res. No. 17, S.,  
Relating to highway taxes.  
Was adopted.

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## SENATE BILLS READY FOR A THIRD READING.

No. 4, S.,

A bill to extend the time of exemption from assessment and taxation of certain lands fixed in the act incorporating the Winnebago and Lake Superior Railroad Company, approved April 6, 1866, and in the act incorporating the Portage and Superior Railroad Company, approved April 9, 1866.

Senator Flint moved to re-commit the bill to the Railroad Committee.

Which motion was lost by the following vote:

Ayes—Senators Arnold, Davis, Douglas, Flint, Mumbruc, Schneider, Scott, Tate, Torrey, Williams, Wing.—11.

Noes—Senators Abert, Barden, Blair, Bones, Burrows, Farr, Fifield, Hathaway, Hiner, Hudd, Mitchell, Rankin, Reed, Richardson, Ryan, Sackett, Treat, Van Schaick.—18.

The question being on the passage of the bill,

The ayes and noes were demanded, and the bill was passed by the following vote:

Ayes—Senators Abert, Barden, Blair, Bones, Burrows, Farr, Fifield, Hathaway, Hiner, Hudd, Mitchell, Reed, Richardson, Ryan, Sackett, Treat, Van Schaick.—17.

Noes—Senators Arnold, Davis, Douglas, Flint, Mumbrue, Rankin, Schneider, Scott, Tate, Torrey, Williams, Wing.—12.

Senator Welch announced that he was paired with Senator Downs, and asked to be excused from voting, and, on motion, he was so excused.

## SENATE BILLS ON THEIR ENGROSSMENT.

M. C. No. 1, S.,

For increased mail service in the northern portion of Sauk county.

Was ordered engrossed.

No. 55, S.,

A bill to amend section 7, chapter 67, of the Revised Statutes, entitled of cemetery associations.

Was indefinitely postponed.

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## ASSEMBLY BILLS ON THEIR THIRD READING.

No. 51, A.,

A bill to reduce the rate of interest on bonds hereafter issued by the city of Milwaukee under section 23, chapter 311, laws of 1876.

Was ordered to a third reading.

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On motion of Senator Wing,  
The Senate adjourned.

THURSDAY, FEBRUARY 1, 1877.

The Senate met,

The Lieut. Governor presiding.

Prayer by the Rev. E. D. Huntley.

The roll was called and the following Senators responded to their names:

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanaugh, Davis, Douglas, Farr, Fifield, Flint, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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#### COMMUNICATIONS.

The president presented the following report of the commissioners appointed to act in the matter of the final settlement of the claim of E. A. Calkins:

The undersigned, constituted by chapter 274 of the laws of 1874, commissioners to act in the matter of the final settlement of the claim of Elias A. Calkins and James K. Proudfit against the state, do hereby certify and report that we have as required by said act, examined and computed the amount of the verdict in the Circuit court of Milwaukee county rendered on the 17th day of November, 1860, in a case in the Supreme court wherein Elias A. Calkins and James K. Proudfit were plaintiffs and the State of Wisconsin was defendant, with the interest thereon to this date, and after deducting therefrom the payment made thereon, we do ascertain and find the balance unpaid on said verdict at this date to be thirteen thousand five hundred and five 84-100 dollars (\$13,505.84.)

We have also carefully considered the evidence of the book printers and the book binders, on which the said verdict was rendered and find that said verdict was not contrary to the evidence.

We have also carefully considered the verdict on the "remaining issues" in said case rendered in the Circuit court of Milwaukee county on the 26th day of May, 1868, and we are of opinion that the said verdict is contrary to the evidence therein.

We do therefore determine that the amount of said verdict unpaid at this date is the said sum of \$13,505.84, and we hereby certify that the said sum is due from the state to the said Elias A. Calkins and James K. Proudfit, and we award the said sum to them upon the said verdict.

We have also computed the interest on the sums appropriated to E. A. Calkins by chapter 65 of the general laws of 1868, and chapter 119 of the general laws of 1869, respectively, from the time when the printing and publishing were completed for which such appropriations were made, to the date of such appropriations, and find that said interest amounts at this date to the sum of \$5,975.58.

But as the law providing for the settlement of these claims contains a provision that no award shall be made in excess of the sum of \$16,200, and the said Elias A. Calkins having appeared before the undersigned and requested that the full sum found due to said firm of Calkins & Proudfit should be first paid, we therefore certify and award to the said Elias A. Calkins the sum of twenty-six hundred and ninety-four 16-100 dollars as the amount due to him from the State of Wisconsin.

Dated April 3, 1874.

PETER DOYLE,  
*Secretary of State,*  
FERD. KUEHN,  
*State Treasurer,*  
A. SCOTT SLOAN,  
*Attorney General.*

STATE OF WISCONSIN, }  
SECRETARY'S OFFICE. } ss.

The Secretary of State of the State of Wisconsin hereby certifies that the foregoing has been compared with the original on file in this office, and that the same is a true and correct copy thereof, and of the whole of such original.

In witness whereof, I have hereunto set my hand and affixed the great seal of the state, at the Capitol in Madison, this 31st day of January, A. D. 1877.

PETER DOYLE,  
*Secretary of State.*

To Committee on Claims.

#### MEMORIALS PRESENTED AND REFERRED.

By Senator Mumbroe:

Mem. No. 32, S.,

Of Geo. Reed, relating to the Wisconsin Central Railroad.

To Committee on Railroads.

By Senator Williams:

Mem. No. 33, S.,

Of William K. Soutter, *et al.*, executors etc., of James I. Soutter, deceased, for payment of judgment against Jeremiah M. Rusk, bank comptroller of the State of Wisconsin.

To Committee on Judiciary.

By Senator Douglas :

Mem. No. 34, S.,

Of A. T. Colburn, L. S. Fisher, and 110 others, residents of Sparta, asking the passage of a law that shall make the qualifications to vote, one year's residence in the state, next preceeding any general election, and sixty days residence in any town or precinct, next preceeding the election, when the vote is offered.

To Committee on Privileges and Elections.

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### RESOLUTIONS INTRODUCED.

By Senator Douglas :

Res. No. 21, S.,

Relating to a door-keeper for the door of the Historical Society.

*Resolved*, That the sergeant-at-arms be authorized to employ a door-keeper for the rooms of the State Historical Society, and that his compensation be the same as other door-keepers, and to commence with the first day of the session.

The resolution lies over under the rules.

By Senator Davis :

Res. No. 20, S.,

Relating to appointment of special committee on ventilation of Senate chamber.

*Resolved*, That a special committee of five be appointed by the president, to investigate the subject of heating and ventilating the Senate chamber and rooms connected therewith, with instructions to report what action may be necessary on the part of the Senate to secure pure air and uniformity of temperature in the Senate chamber.

On motion of Senator Davis, the rules were suspended and the resolution was adopted.

The president appointed as such committee, Senators Davis, Hiner, Reed, Farr, and Richardson.

By Senator Barden :

Jt. Res. No. 8, S.,

Relating to removing the remains of Hon. A. W. Randall to Wisconsin.

*Resolved by the Senate, the Assembly concurring:*

That the governor of this state be authorized to take such steps, as, in his judgment may be befitting, to cause the remains of Wisconsin's illustrious war governor, Hon. Alexander W. Randall, to be removed from their present resting place, at Elmira, New York, to the end that they may receive their final interment in the soil of the state he loved so well and served with such distinguished ability and fidelity, in such manner as his family may approve ; and that there be and hereby is appropriated out of any moneys in the treasury, a sum sufficient to pay the expenses of executing

this resolution, and that the secretary of state be directed to audit the account therefor.

The resolution was referred to the Committee on Claims.

### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Sacket :

M. C., No. 2, S.,

For an appropriation to aid in the completion of the Sturgeon Bay and Lake Michigan ship canal and harbor, and to extend the time for the completion thereof.

On motion of Senator Sacket, the rules were suspended, and the memorial was read a third time and passed.

By Senator Farr :

No. 170, S.,

A bill to empower the board of trustees of any incorporation, village, or the common council of any city, to prescribe the duties and qualifications of street commissioners.

To Committee on Judiciary.

By Senator Wing :

No. 171, S.,

A bill to amend chapter 135 of the laws of 1876, entitled "an act to revise, consolidate and amend the charter of the City of La Crosse," approved February 19, A. D., 1869, and the several acts amendatory thereof.

On motion of Senator Wing, the rules were suspended, and the bill was read a third time and passed.

By Senator Wing :

No. 172, S.,

A bill limiting the term of imprisonment of persons committed to jail for non-payment of fines.

To Committee on Judiciary.

By Senator Wing :

No. 173, S.,

A bill to amend section 4 of chapter 57 of the laws of 1876, entitled "an act to amend chapter 273 of the laws of 1874, entitled 'an act relating to railroad, express and telegraph companies, in the State of Wisconsin,'" and to repeal other sections and acts therein named.

To Committee on Railroads.

By Senator Wing :

No. 174, S.,

A bill relating to the fees of sheriffs and referees.

To Committee on Judiciary.

By Senator Wing :

No. 175, S.,

A bill to amend section 6, of chapter 46, of the private and local

laws of 1860, entitled "an act to promote the construction of horse railways in the city of La Crosse."

To Select Committee consisting of Senator Wing, and bill ordered not printed.

By Senator Hiner:

No. 176, S.,

A bill to repeal chapter 82, of the laws of 1876, entitled "an act amendatory of chapter 72, of the private and local laws of 1858, relating to the city of Ripon."

On motion of Senator Hiner, the rules were suspended, and the bill was read a third time and passed.

By Senator Richardson:

No. 177, S.,

A bill for the preservation of game in the counties of Rock, Green and Walworth.

To Committee on Agriculture.

By Senator Davis:

No. 178, S.,

A bill to appropriate to Stephen V. Shipman, the sum of money therein named.

To Committee on Claims, and ordered not printed.

By Senator Scott:

No. 179, S.,

A bill to authorize the several counties in this state to issue bonds for a certain purpose.

To Committee on Judiciary.

By Senator Scott:

No. 180, S.,

A bill to enable the Wisconsin Valley Railroad Company to complete its line of road, and to exempt certain lands from taxation.

To Committee on Railroads.

By Senator Fifield:

No. 181, S.,

A bill to amend section 1, chapter 360, laws of Wisconsin of 1876, entitled "an act to prevent the hunting of deer with dogs."

To Committee on Agriculture.

By Senator Mumbrue:

No. 182, S.,

A bill relating to loans of school and university trust funds, to school districts, and amendatory of section 5, chapter 42 of the general laws of 1871.

To Committee on Education.

By Senator Mumbrue:

No. 183, S.,

A bill erecting the county of Forest.

To Committee on Town and County Affairs.

By Senator Treat:

No. 184, S.,

A bill to amend an act entitled "an act to organize a union

school district in the village and town of Monroe, in the county of Green."

To Committee on Town and County Affairs.

By Senator Treat :

No. 185, S.,

A bill to submit to the people an amendment of section 2 of article VIII. of the constitution of this state.

To Committee on Judiciary.

By Senator Burrows :

No. 186, S.,

A bill in relation to the county and state canvass of votes.

To Committee on Judiciary.

By Senator Burrows :

No. 187, S.,

A bill to amend section 5 of chapter 14 of the Revised Statutes, entitled "of resignations, vacancies and removals and of supplying vacancies."

To Committee on Town and County Affairs.

By Senator Burrows :

No. 188, S.,

A bill to appropriate a sum of money, therein named, to pay for additional copies of the Legislative Manual for 1877.

To Committee on Claims.

By Senator Burrows :

No. 189, S.,

A bill to appropriate to the Wisconsin State Agricultural Society a sum of money therein named.

To Committee on Agriculture.

By Senator Arnold :

No. 190, S.,

A bill to amend sections 6 and 8 of chapter 93 of the general laws of 1870, entitled "an act for the improvement and raising of stock."

To Committee on Agriculture.

By Senator Rankin :

No. 191, S.,

A bill to repeal chapter 341 of the private and local laws of 1867 and all acts amendatory thereof.

To Committee on State Affairs.

By Senator Rankin :

No. 192, S.,

A bill relating to and amendatory of section 1, chapter 57, of the laws of 1876, entitled "an act to amend chapter 273 of the laws of 1874, entitled 'an act relating to railroads, express and telegraph companies in the State of Wisconsin,'" and to repeal other sections and acts named therein.

To Committee on Railroads.



By Senator Ryan :

No. 193, S.,

A bill to provide compensation for phonographic reporters in the county of Outagamie.

To Committee on Judiciary.

By Senator Ryan :

No. 194, S.,

A bill to amend chapter 130 of the Revised Statutes, relating to proceeding against debtors by attachment.

To Committee on Judiciary.

By Senator Ryan :

No. 195, S.,

A bill to amend chapter 121 of the Revised Statutes, entitled "of the jurisdiction of justices in criminal cases and of the proceedings thereon."

To Committee on Judiciary.

By Senator Hudd :

No. 196, S.,

A bill to incorporate the city of Depere.

To Committee on Judiciary, and ordered not printed.

By Senator Hudd :

No. 197, S.,

A bill relating to the Sturgeon Bay and Lake Michigan ship canal, and to amend chapter 365 of the private and local laws of 1864, entitled "an act to incorporate the Sturgeon Bay and Lake Michigan ship canal and harbor company," approved April 2, 1864.

To Committee on Judiciary.

By Senator Hudd :

No. 198, S.,

A bill relating to corporations organized under the laws of this state, and amendatory of section 8. of an act entitled "an act to authorize the organization of corporations for other than manufacturing, mercantile, insurance, banking, transportation or trading purposes," approved March 25, 1872.

To Committee on Judiciary.

By Senator Hudd :

No. 199, S.,

A bill to appropriate to the Cadle Home, of Green Bay, five hundred dollars.

To General File.

By Senator Hudd :

No. 200, S.,

A bill to repeal chapter 449 of the private and local laws of 1869, entitled "an act to incorporate the city of Oconto," and all acts amendatory thereof, and to attach certain territory to the town of Oconto.

To Select Committee of Senators Grimmer and Hudd.

By Senator Hudd :

No. 201, S.,

A bill to appropriate to Alois Klaus a sum of money.

To Committee on Claims.

By Senator Hudd :

No. 202, S.,

A bill to amend section one of chapter 121 of the general laws of 1856, entitled "an act concerning railroads."

Select Committee, Senator Hudd.

By Senator Bones :

No. 203, S.,

A bill to amend chapter 313 of the laws of 1876, entitled "an act to revise, consolidate and amend the charter of the city of Racine, and the several acts amendatory thereof."

To General File, and ordered not printed.

By Senator Bones :

No. 204, S.,

A bill relating to the destruction of game and birds in Racine county.

To Committee on Agriculture.

By Senator Bones :

No. 205, S.,

A bill to appropriate to St. Luke's Hospital of Racine, five hundred dollars.

To Committee on Charitable and Penal Institutions.

By Senator Barden :

No. 206, S.,

A bill authorizing and requiring the farm mortgage land commissioners appointed under chapter 446, of the private and local laws of 1868, to extend the benefits of said act to certain other parties equitably entitled thereto.

To Committee on Judiciary.

By Senator Barden :

No. 207, S.,

A bill relating to the assessment of personal property and amendatory of section 20, chapter 148, general laws of 1872.

To Committee on Judiciary.

By Senator Flint :

No. 208, S.,

A bill to amend chapter 152, general laws of 1872, entitled "an act to authorize the county board of supervisors in the several counties in this state to levy a special tax for county road purposes, and to repeal chapter 229, laws of 1874."

To Committee on Roads and Bridges.

By Senator Flint :

No. 209, S.,

A bill to amend chapter 259 of the laws of 1875, entitled "of counties and county officers."

To Committee on Town and County Affairs.

By Senator Flint :

No. 210, S.,

A bill concerning town boards of review.

To Committee on Town and County Affairs.

By Senator Sacket :

No. 211, S.,

A bill to appropriate to the Northern Wisconsin Agricultural and Mechanical Association a sum of money therein named.

To Committee on Agriculture.

By Senator Hiner :

No. 212, S.,

A bill to authorize the secretary of state to audit certain necessary expenses of the late treasury agent.

To Committee on State Affairs.

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Senator Hudd moved that when the Senate adjourn, it be until 7:30 o'clock this evening.

Which motion prevailed.

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#### REPORTS OF STANDING COMMITTEES.

The Committee on Town and County Affairs, to whom was referred

No. 75, S.,

A bill to provide for the examination of the accounts and annual reports of town officers.

No. 23, S.,

A bill to amend chapter 139 of the general laws of 1875, entitled "an act to amend section 3 of chapter 78 of the general laws of 1867, entitled 'an act for the preservation of game.'"

Have had the same under consideration, and instructed me to report the same back and recommend their passage.

M. DOUGLAS.

*Chairman.*

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The Committee on Town and County Affairs has had under consideration,

No. 6, S.,

A bill to establish the county of Manitowis, and the town of St. Germain therein.

And have directed me to report the same back with the recommendation that it be indefinitely postponed.

M. DOUGLAS,

*Chairman.*

The Committee on Town and County Affairs, to whom was referred

No. 36, A.,

A bill to enable the county of Jackson to compromise its bonded indebtedness.

Have had the same under consideration, and instructed me to report the same back with the recommendation that it be concurred in.

M. DOUGLAS,  
*Chairman.*

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The Committee on Engrossed Bills have examined, and find correctly engrossed, the following memorial:

M. C. No. 1, S.,

For increased mail service in the northern portion of Sauk county, Wisconsin.

GEO. B. BURROWS,  
*Chairman.*

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## EXECUTIVE COMMUNICATIONS.

STATE OF WISCONSIN—EXECUTIVE DEPARTMENT,

MADISON, January 30, 1877.

*To the Honorable, the Legislature:*

In conformity to the requirements of the constitution, I herewith submit to you a list of the pardons and commutations granted by me during the year 1876, with a brief statement of my reasons for granting the same:

### FROM COUNTY JAILS.

1. Melchior Brun.—Convicted before a justice court of Jefferson county, on the 16th day of December, 1875, of selling diseased meat, and sentenced to pay a fine of \$75 and costs, and in default of payment was committed to the Jefferson county jail. Pardon granted March 1, 1876, because of the prisoner's inability to pay the fine imposed, and because of his industrious habits and family dependent on him for support; was apparently unaware of the magnitude of his offense, and no injury resulted to any person or thing in consequence of said offense.

2. Napoleon Thebault.—Convicted before a justice court of Winnebago county, on the 15th day of December, 1875, of assault and battery, and sentenced to pay a fine of \$25 and costs, and in default of payment was committed to the Winnebago county jail. Pardon granted March 14, 1876, for the reason that the prisoner is unable to pay the fine, has a wife and three little children dependent on him for support. Pardon recommended by the justice before whom he was tried and fined, and by the county board of supervisors of Winnebago county.

3. Henry Noltan.—Convicted before the municipal court of Dane county, January 5, 1876, of assault and battery, and sentenced to pay costs of prosecution, and give bail to keep the peace for the term of six months, and in default was committed to the Dane county jail. Pardon granted April 26, 1876, upon the recommendation of the judge who sentenced him, and upon the condition that he keep the peace toward all the people of this state, and especially toward Eva Noltan, his wife.

4. M. O'Keefe.—Convicted before the municipal court of Dane county, May 17, 1876, of assault and battery, and sentenced to pay a fine of \$50 and costs, and in default was committed to the Dane county jail. Pardon granted June 8, 1876, because of the inability of the prisoner to pay the fine imposed on him, and upon the recommendation of the judge who sentenced him, the sheriff, deputy sheriff and jailor. Pardon granted on condition that he keep the peace toward all people.

5. Warren Gardner.—Convicted before the county court of Juneau county, May 6, 1876, of larceny, and sentenced to pay a fine. In default of payment was committed to the Juneau county jail. Pardon granted August 8, 1876, for the reason that he has been sufficiently punished. Pardon recommended by the district attorney who prosecuted, and the judge who sentenced him, the sheriff, clerk, and other leading citizens of the county.

6. Anna Knock.—Convicted before the municipal court of Dane county, July 8, 1876, of assault and battery, and sentenced to pay a fine of \$10, and in default of payment was committed to the Dane county jail. Pardon granted August 8, 1876, for the reason that the prisoner has been sufficiently punished. Pardon requested by the judge who sentenced her.

7. John McCarty.—Convicted before the municipal court of Dane county, July 10, 1876, of assault and battery, and sentenced to pay a fine of \$20 and costs, and in default of payment was committed to the Dane county jail. Pardon granted August 30, 1876, because the prisoner had been sufficiently punished, and upon the recommendation of the judge who sentenced him, the jailor, clerk of municipal court of the county, and other leading citizens. Pardon granted on the condition that he abstain from the use of all strong, spirituous, ardent or intoxicating liquors or drinks for the period of one year.

#### MILWAUKEE COUNTY HOUSE OF CORRECTION.

1. J. C. Ham.—Convicted before the municipal court of Milwaukee county, on the 16th day of October, 1873, of the crime of assault and battery, and sentenced to imprisonment in the house of correction for the period of four years. Pardon granted June 3, 1876, for the reason that he was in such bad health, occasioned by a sore and inflamed arm, longer incarceration would probably result in permanent disability. Pardon asked for by the judge, district attorney, chief of police and prison physician.

2. John Ewig.—Convicted before the municipal court of Mil-

waukeee county, November 27th, 1874, of manslaughter in the third degree, and sentenced to imprisonment in the house of correction for the period of two years and six months. Pardon granted June 15, 1876, because there is great doubt in the mind of the judge who presided at the trial as to the guilt of Ewig. Pardon requested by the district attorney who prosecuted him, and the jury who convicted him.

3. J. D. Burgh.—Convicted before the municipal court of Milwaukee county, July 24, 1876, of vagrancy, and sentenced to imprisonment in the house of correction for the period of thirty days. Pardon granted July 29th, 1876, for the reason that the prisoner had been sufficiently punished. Pardon recommended by the judge who sentenced and the district attorney who prosecuted him.

4. Richard Franzen.—Convicted before the municipal court of Milwaukee county, January 29, 1876, of forgery, and sentenced to imprisonment in the house of correction for the period of two years. Pardon granted November 10, 1876, because it was the prisoner's first offense, he had previously borne a good reputation, and it is believed has been sufficiently punished. Pardon recommended by the district attorney and many leading citizens.

#### STATE PRISON.

1. Ezra Wilson.—Convicted before the circuit court of Portage county, November 24, 1875, of burglary, and sentenced to imprisonment in state prison, for the period of three years. Pardon granted March 28, 1876, because he is probably innocent of the offense charged; his son, who is now in the state prison, being the guilty person. Pardon recommended by the editor of the *Wauupun Leader*, the editor of the *Brandon Times*, and by leading citizens of Green Lake and Fond du Lac counties.

2. P. L. Bigelow.—Convicted before the circuit court of Waukesha county, March 25, 1874, of manslaughter in the second degree, and sentenced to imprisonment in the state prison for the period of four years. Conditional pardon granted April 18, 1876, for the reason that the testimony raised a strong presumption that the killing was done in supposed self defense. Pardon recommended by the judge who presided at the trial, by a majority of the state board of charities and reform, by the district attorney who prosecuted the action, by the then sheriff and deputy sheriff of the county, and by many of the leading citizens of the county who were present at the trial or otherwise acquainted with the circumstances surrounding the case. The petition alleged that "the use of whisky is the only thing that has ever involved him in trouble," and the pardon was granted subject to the condition that he forever abstain from the use of all strong, spirituous, ardent or intoxicating liquors or drinks, and in case of a violation of the conditions he be re-committed to the state prison to serve the balance of his term of sentence. Mr. Bigelow was, on the 12th day of December, 1876, re-committed to state prison by order of the circuit

court for Waukesha county, for violation of the conditions of said pardon, to serve out the remainder of his said term, which he would have had to serve from and after the 18th day of April, 1876, had he not received such conditional pardon.

3. Frank LaPree.—Convicted before the circuit court of Monroe county, April 3, 1875, of forgery, and sentenced to imprisonment in state prison for the period of two years. Pardon granted April 19, 1876, because it was the prisoner's first known offense, the forgery of which he was convicted was for only five dollars, and it is believed that the ends of justice have been satisfied. His pardon was requested by many of the leading citizens of Monroe county.

4. Samuel J. Hamilton.—Convicted before the circuit court of Eau Claire county, April 15, 1869, of manslaughter, and sentenced to imprisonment in state prison for the period of nine years. Pardon granted May 4, 1876, for the reason that the prisoner had previously borne a good reputation; the offense was committed in the heat of passion, and it is believed without murderous intent. He had been confined seven years, during all of which time he had conducted himself in a peaceful manner. Pardon asked for by the district attorney and many leading citizens.

5. Theodore Becker.—Convicted before the circuit court of Brown county, October 31, 1874, of larceny, and sentenced to imprisonment in state prison for the period of two years. Pardon granted June 15, 1876, for the reason that it was his first offense, and in the minds of many of his neighbors there are great doubts as to his guilt. His term would have expired in July, and his wife died on the first of June, leaving two very young and helpless children who have no other guardian and protector than their father. Pardon requested by the judge who presided at the trial, by the district attorney who prosecuted the case, and by many other leading citizens of Green Bay and vicinity.

6. James Murphy.—Convicted before the circuit court of Eau Claire county, September 30, 1874, of larceny, and sentenced to imprisonment in state prison for the period of four years. Pardon granted June 15, 1876, for the reason that there is a strong presumption of his innocence, from the subsequent statements of the parties upon whose testimony he was convicted. Pardon requested by the district attorney who prosecuted the convict and by many citizens of Eau Claire and vicinity.

7. John Hoover.—Convicted before the circuit court of Vernon county, December 22, 1871, of horse and cattle stealing, and sentenced to imprisonment in state prison for the period of thirteen years. Pardon granted July 21, 1876, for the reason that in the opinion of the district attorney who prosecuted him, and the judge who sentenced him, he has been sufficiently punished. Pardon recommended by the judge, ex-district attorney, sheriff, ex-sheriff, county clerk, and many other citizens of Vernon county.

8. Frank Langin.—Convicted before the county court of Kenosha county, January 17th, 1876, of robbery from the person, and sentenced to imprisonment in state prison for the period of one

year. Pardon granted August 8, 1876, because the prisoner, being a mere boy, and this being his first offense, it is believed has been sufficiently punished to effect his reformation. Pardon recommended by the district attorney who prosecuted the case, and by Hon. A. Farr, senator from Kenosha county.

9. John James.—Convicted before the circuit court of Grant county, March 13, 1874, of manslaughter in the second degree, and sentenced to imprisonment in state prison for the period of four years. Pardon granted September 26, 1876, for the reason that it is believed the prisoner has been sufficiently punished, the testimony showing that the killing of Iverson did not proceed from a malignant and murderous disposition, but in the heat of sudden passion and fear. The papers filed with the application show that James had been a peaceable, industrious, hardworking man, and had always borne a good character in the community where he had lived for a long time. Pardon recommended by the judge who tried, and the district attorney who prosecuted the case, and also by many citizens of Galena, Illinois, and Fairplay, Wisconsin, where James is well known.

10. Emil Rheiner.—Convicted before the municipal court of Dane county, February 21, 1876, of burglary, and sentenced to imprisonment in the state prison for the period of two years. Pardon granted October 12, 1876, for the reason that the prisoner is a minor, that this was his first offense, and in the opinion of the judge who sentenced him, he has been sufficiently punished. Pardon recommended by the judge, district attorney, and other citizens of Madison, acquainted with the history of the case.

11. Mathew Reiner.—Convicted before the municipal court of Dane county, February 21, 1876, of burglary, and sentenced to imprisonment in state prison for the period of two years. Pardon granted October 12, 1876, for the reason that the prisoner is a minor, that this was his first offense, and in the opinion of the judge who sentenced him, he has been sufficiently punished. Pardon recommended by the judge, district attorney, and other citizens of Madison acquainted with the history of the case.

12. Louis F. Hartman.—Convicted before the municipal court of Milwaukee county, September 30, 1875, of larceny, and sentenced to imprisonment in state prison for the period of one year and six months. Pardon granted October 17, 1876, because it is believed the prisoner has been sufficiently punished. Recommended by the district attorney, and officers of the First National Bank of Milwaukee, in whose employ the prisoner was at the time the crime was committed, and who are so satisfied of his reformation that they will again take him into their confidential employment.

13. William Smith.—Convicted before the circuit court of Outagamie county, June 13, 1871, of rape, and sentenced to imprisonment in the state prison for the term of twelve years. Pardon granted, October 3, 1876, for the reason that there is a strong presumption of the innocence of the prisoner. Recommended by the present district attorney, by the district attorney who prosecuted him, by the clerk of the circuit court and by the county treasurer.



14. Mary Denomma.—Convicted before the circuit court of Bayfield county, July 14, 1876, of receiving stolen goods, and sentenced to imprisonment in state prison for the period of one year. Pardon granted, November 16, 1876, for the the reason that it is believed the prisoner has been sufficiently punished. Pardon recommended by the judge, district attorney and all the jurors who tried the case, also by the leading citizens of Bayfield.

15. Julia Daugherty.—Convicted before the circuit court of Bayfield, July 14, 1876, of burglary, and sentenced to imprisonment in state prison for the period of two years. Pardon granted, November 16, 1876, for the reason that it is believed that the prisoner has been sufficiently punished. Pardon recommended by the judge, district attorney and all the jurors who tried the case, also by the leading citizens of Bayfield.

16. Bridget S. Hawley.—Convicted before the circuit court of Bayfield county, July 15, 1876, of receiving stolen goods, and sentenced to imprisonment in state prison for the period of one year. Pardon granted, December 21, 1876, because the prisoner was pregnant and near confinement, and because there are extenuating circumstances in her case. Pardon recommended by the judge who sentenced her, by the jury who convicted her and by many leading citizens.

#### COMMUTATION OF SENTENCES.

1. Lena Oleson.—Convicted before the municipal court of Dane county, September 21, 1876, of larceny and sentenced to imprisonment in the state prison for the period of nine months. Sentence commuted, September 29, 1876, to commitment in the Milwaukee Industrial School for Girls until she shall arrive at the age of twenty-one years. She is under sixteen years of age, and it is believed her welfare will be promoted by such commutation. Requested by the judge who sentenced her.

2. Felix Gilbo.—Convicted before a justice court of Oconto county, November 20, 1876, of larceny and sentenced to imprisonment in the county jail for the period of three months. By reason of his youth and future welfare the sentence was commuted, December 15, 1876, into commitment in the Industrial School for Boys at Waukesha until he shall arrive at the age of twenty-one years.

*TABLE: giving the names, crime, sentence, date of sentence, and date of pardon of those who were pardoned at the expiration of their term of service, or within ten days thereof, because of good conduct in prison, and to restore citizenship.*

No.	NAMES.	Crime.	By what Court Sentenced.	Date of Sentence.	Sentence.	Date of Pardon.
1	George C. Clark.....	Larceny.....	Dane Co. Circuit.....	July 9, 1873.....	3 years.....	Feb. 2, 1876.
2	Francis DeFlorvel.....	Larceny.....	Eau Claire Co. Circuit.....	March 22, 1875.....	1 year.....	Feb. 10
3	John Greenan.....	Larceny.....	Eau Claire Co. Circuit.....	April 4, 1874.....	20 months.....	Feb. 15
4	William Mooby.....	Larceny.....	Eau Claire Co. Circuit.....	October 5, 1872.....	4 years.....	Feb. 14
5	Wernan Nelson.....	Larceny.....	Manitowish County.....	April 20, 1875.....	1 year.....	Feb. 11
6	Mayne Lovigard.....	Larceny.....	Manitowish County.....	May 1, 1875.....	1 year.....	Feb. 22
7	George Edgren.....	Manslaughter, 4th degree.....	Manitowish County.....	July 1, 1875.....	2 years.....	Apr. 22
8	John Whitehead.....	Larceny.....	La Fayette County.....	October 23, 1875.....	6 months.....	Apr. 18
9	Frank Schultz.....	Larceny.....	Racine Co. Circuit.....	October 13, 1873.....	3 years.....	May 18
10	Charles Shaw.....	Forgery.....	Green Lake County.....	September 7, 1874.....	1 year.....	May 18
11	Charles Wood.....	Larceny.....	La Fayette Co. Circuit.....	June 26, 1875.....	3 years.....	June 7
12	Gustave Delike.....	Sodomy.....	Milwaukee Municipal.....	November 8, 1874.....	2 years.....	June 15
13	Henry T. Clark.....	Obtaining money by false pretenses.....	Grant Co. Circuit.....	September 19, 1874.....	3 years.....	June 21
14	M. Lewis Belden.....	Manslaughter, 3d degree.....	Dunn County.....	August 2, 1875.....	1 year.....	July 10
15	Nicolaus White.....	Keeping house of ill-fame.....	Eau Claire Co. Circuit.....	October 2, 1875.....	10 months.....	July 23
16	John Patch.....	Larceny.....	Winnebago Co. Circuit.....	December 9, 1873.....	3 years.....	July 10
17	Charles A. Stevenson.....	Manslaughter, 3d degree.....	Rock County.....	August 13, 1875.....	1 year.....	July 10
18	William M. Mitchell.....	Larceny.....	St. Croix Co. Circuit.....	December 19, 1870.....	6 y's & 6 m.....	Aug. 8
19	Joseph Edwards.....	Arson.....	Columbia County.....	September 27, 1875.....	1 year.....	Aug. 15
20	Allie W. Yale.....	Larceny.....	La Crosse County.....	July 1, 1874.....	30 months.....	Aug. 29
21	John Burke.....	Assault with intent to kill.....	Fond du Lac Co. Circuit.....	January 6, 1875.....	2 years.....	Sep. 20
22	James E. Brown.....	Larceny.....	Walworth Co. Circuit.....	September 7, 1869.....	1 year.....	Sep. 29
23	James Fay.....	Burglary.....	Vernon Co. Circuit.....	June 21, 1876.....	18 months.....	Oct. 3
24	Anton Johnson.....	Assault with intent to commit murder.....	Manitowish County.....	February 14, 1876.....	9 months.....	Oct. 7
25	Peter McCallon.....	Larceny.....	Fond du Lac Co. Circuit.....	January 27, 1875.....	2 years.....	Oct. 13
26	Frank Pancheson.....	Obtaining money on false pretenses.....	Fond du Lac Co. Circuit.....	December 11, 1875.....	1 year.....	Oct. 31
27	John Ketchum.....	Burglary.....	Kenosha County.....	January 24, 1876.....	1 year.....	Dec. 2
28	Franklin Murphy.....	Highway robbery.....	Manitowish Co. Circuit.....	April 7, 1875.....	2 years.....	Dec. 22
29	John Dove.....	Assault with intent to kill.....	Manitowish Co. Circuit.....	April 7, 1875.....	2 years.....	Dec. 22

## RECAPITULATION.

Number pardoned from county jails.....	7
Number pardoned from Milwaukee house of correction.....	4
Number pardoned from state prison.....	16
Number pardoned to restore to rights of citizenship.....	29
Number of commutations of sentences.....	2
	<hr/>
Whole number.....	58
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H. LUDINGTON,  
*Governor.*

## MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has concurred in

Jt. Res. No. 6, S.,

In relation to purchasing additional copies of Legislative Manual,

And has concurred in Senate amendments to

Jt. Res. No. 17, A.,

Relating to use of Capitol building for executive reception.

And return as requested.

No. 29, S.,

A bill to repeal section 1, of chapter 137, of the general laws of Wisconsin of 1876, entitled "an act to amend section 6, of chapter 134, of the Revised Statutes, entitled 'of executions and proceedings supplementary thereto.'"

## ASSEMBLY MESSAGE CONSIDERED.

Senator Williams moved to reconsider the vote by which the bill was passed.

Senator Wing raised the point of order that a motion for reconsideration could not be entertained except by unanimous consent.

The President decided that the point of order was well taken.

Senator Williams moved that Senate rule No. 29, be suspended,

Which motion prevailed.

Senator Burrows moved to reconsider the vote by which the bill was passed, and that the consideration of that motion be postponed until to-morrow, which motion prevailed.

## SENATE RESOLUTIONS CONSIDERED.

Jt. Res. No. 7, S.,

Relating to report of State Board of Health.

Was adopted.

## BILLS READY FOR A THIRD READING.

M. C. No. 1, S.,

For increased mail service in the northern portion of Sauk county.

Was read a third time and passed.

No. 51, A.,

A bill to reduce the rate of interest on bonds hereafter issued by the city of Milwaukee under section 23, chapter 311, laws of 1876.

Was read a third time and concurred in.

## BILLS ON THEIR ENGROSSMENT.

No. 54, S.,

A bill to amend section 33, of chapter 133, of the Revised Statutes, entitled "of costs and fees" as amended by section 1, of chapter 181, of the general laws of 1861.

No. 57, S.,

A bill to authorize Peter Wilkinson, Ignez Steinmetz, William Owen, Amos Johnson, Darius Palmer, and others, to erect and maintain a dam across Leach Creek, in Sauk county.

No. 59, S.,

A bill to amend section 22, chapter 144, of the general laws of 1872, relating to the organization of corporations for manufacturing and other purposes.

No. 62, S.,

A bill to amend chapter 133 of the private and local laws of 1857, entitled "an act to consolidate and amend the act to incorporate the city of Kenosha, and the several acts amendatory thereof.

No. 70, S.,

A bill relating to actions against counties and cities on defective tax certificates and tax deeds, and amendatory of section 1, chapter 144, general laws of 1874.

Were severally ordered engrossed.

No. 25, S.,

A bill to amend chapter 53, general laws of 1858, entitled "an act for the promotion and protection of county agricultural societies."

The amendments reported by the committee were adopted.

Senator Richardson offered the following amendment:

Amend by adding to section one, as follows: *Provided*, that nothing in this act shall be construed to prevent any citizen of any other state from becoming a member or officer of any agricultural society or industrial association, which is now organized or may hereafter be organized under, or by virtue of any law of this state.

The amendment was adopted, and the bill as amended was ordered engrossed.

No. 15, S.,

A bill to authorize the secretary of state to purchase copies of Taylor's Statutes.

No. 34, S.,

A bill relating to church edifices, and amendatory of section 1 of chapter 164 of the general laws of 1869.

No. 66, S.,

A bill to provide for the trial of contested claims presented against the estate of deceased persons.

No. 69, S.,

A bill relating to the compensation of town assessors, and amendatory of section 1 of chapter 18 of the general laws of 1870.

Were indefinitely postponed.

No. 42, S.,

A bill relating to the election of county, town, city, village, and school-district treasurers,

Was indefinitely postponed by the following vote :

Ayes—Senators Arnold, Barden, Bones, Cavanagh, Davis, Douglas, Farr, Fifield, Flint, Hathaway, Hiner, Mitchell, Rankin, Richardson, Ryan, Scott, Tate, Torrey, Van Schaick, Welch, Wing—21.

Noes—Senators Abert, Blair, Burrows, Hudd, Mumbrue, Sacket, Schneider—7.

No. 9, S.,

A bill amendatory of section 2 of chapter 58, laws of 1861, being an act entitled "an act declaring the 22d day of February and the 4th of July holidays."

Was indefinitely postponed, by the following vote :

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Douglas, Farr, Flint, Hathaway, Hiner, Richardson, Scott, Tate, Van Schaick, Welch, Wing—17.

Noes—Senators Cavanagh, Davis, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Sacket, Schneider, Torrey, Williams.—12.

No. 43, S.,

A bill to amend chapter 111, of the Revised Statutes, entitled "of divorce."

Senator Van Schaick moved to indefinitely postpone the bill.

The ayes and noes being called for, the motion was lost by the following vote :

Ayes—Senators Abert, Barden, Bones, Cavanagh, Douglas, Mitchell, Rankin, Sacket, Schneider, Scott, Torrey, Van Schaick.—12.

Noes—Senators Arnold, Blair, Burrows, Davis, Fifield, Flint, Hathaway, Hudd, Mumbrue, Reed, Richardson, Ryan, Tate, Welch, Williams, Wing.—16.

On motion of Senator Davis, the bill was recommitted to a select committee consisting of Senator Reed.

No. 51, S.,

A bill to authorize the city of Janesville to issue bonds to provide and pay for engine house in said city,

Was recommitted to a select committee consisting of Senator Richardson.

No. 68, S.,

A bill to legalize the acts of the Waukesha County Agricultural Society.

Was recommitted to a select committee consisting of Senator Blair.

No. 22, S.,

A bill relating to the election and appointment of inspectors of elections.

Was recommitted to a select committee consisting of Senator Flint.

No. 56, S.,

A bill to abolish time sentences to the state prison.

Was recommitted to a select committee consisting of Senator Reed.

On motion of Senator Barden,

Jt. Res. No. 5, S.,

Ratifying and agreeing to joint resolution number 7, adopted by Legislature of 1876.

Was recommitted to the Judiciary Committee.

No. 11, S.,

A bill relating to cemetery associations.

Was postponed until Monday next.

No. 47, S.,

A bill to appropriate to Robert Parkin a sum of money therein named.

Was postponed until Tuesday next.

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On motion, the Senate took a recess until 7:30 p. m.

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7:30, P. M.

The Senate re-assembled,  
The Lieut. Governor presiding.

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### MEMORIALS PRESENTED AND REFERRED.

By Senator Welch:

Mem. No. 35, S.,

Remonstrance against the passage of bill No. 124, S., by the presiding elders of the Methodist Episcopal Church in Wisconsin, and others.

To Committee on Judiciary.

By Senator Torrey :

Mem. No. 36, S.

Remonstrance of Orville Beach and 50 others, against the organization of the county of Manitowis.

Ordered on file.

By Senator Williams :

Mem. No. 37, S.

Of Beder Wood and others relating to the right of petition of certain persons.

To Committee on Judiciary.

Ry Senator Barden :

Mem. No. 38, S.,

Of V. Helmann and others, asking for an act of incorporation to enable certain persons to hold real estate for certain purposes.

To Committee on Judiciary.

By Senator Sacket :

Mem. No. 39, S.,

Of the supervisors of the town of Packwaukee, asking aid on the bridge across Buffalo lake, in said town.

To Committee on Roads and Bridges.

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### RESOLUTIONS INTRODUCED.

By Senator Richardson :

Res. No. 22, S.,

*Resolved*, That the the Committee on Legislative Expenditures be instructed to inquire as to the advisability of increasing the number of Legislative Manuals provided for by law.

On motion of Senator Richardson,

The rules were suspended,

And the resolution was adopted.

By Senator Hiner :

*Resolved*, That the Select Committee to whom was referred

No. 24, S.,

A bill to appropriate to the Northern Hospital for the Insane, a sum of money for the purchase of an engine and boiler, and to place cast iron radiators under the north wing of the hospital,

Be authorized to visit the said hospital and from personal examination determine whether the proposed improvements are a necessity at this time.

On motion of Senator Hiner, the rules were suspended and the resolution was adopted.

By Senator Arnold,

Res. No. 24, S.,

To appropriate to G. Y. Freeman the sum of \$300, for collection of mineral and geological specimens.

WHEREAS, G. Y. Freeman, of Galcsville, has one of the finest collections of mineral and geological specimens in the west, mostly from California and Colorado; and

WHEREAS, The value of this collection is at least \$600; and

WHEREAS, The said G. Y. Freeman proposes to donate one-half the value of the said collection to the state; therefore,

*Resolved*, That the Committee on State Affairs be instructed to inquire into the same and report by bill or otherwise.

The resolution lies over under the rules.

By Senator Flint:

Jt. Res. No. 9, S.,

Proposing an amendment to section 5, of article I. of the constitution of the State of Wisconsin, so as to dispense with the requirement of unanimous verdicts by juries.

*Resolved by the Senate, the Assembly concurring*, That section 5, of article I. of the constitution of the State of Wisconsin be so amended as to read as follows: Section 5. The right of trial by jury shall remain inviolable and shall extend to all cases at law without regard to the amount in controversy, but a jury trial may be waived by the parties in all cases in the manner prescribed by law. The legislature may provide, however, that a less number of jurors than the whole number impaneled to try any case or action, may return a verdict.

The resolution was read a first and second time and referred to the Committee on Judiciary.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Sacket:

No. 213, S.,

A bill to appropriate a sum of money therein named for improving the bridge across Buffalo lake, in the town of Packwaukee, in Marquette county.

To Committee on Roads and Bridges.

By Senator Sacket:

No. 214, S.,

A bill to repeal chapter 240, laws of 1873, entitled "an act relating to the publication of delinquent tax-lists."

To Committee on Printing.

By Senator Davis:

No. 215, S.,

A bill to cheapen the cost of supporting the common schools of the state.

To Select Committee, consisting of Senator Hiner.

By Senator Cavanagh:

No. 216, S.,

A bill to appropriate a sum of money therein named to the Fond du Lac Relief Society for the purpose of maintaining a Home for the Friendless.

To Committee on Charitable and Penal Institutions.



By Senator Cavanagh :

No. 217, S.,

A bill to appropriate a sum of money therein named, to the Sisters of Mercy Orphan Asylum of Fond du Lac.

To Committee on Charitable and Penal Institutions.

By Senator Wing :

No. 218, S.,

A bill to appropriate to the St. Francis Orphan Asylum for Girls, of the city of La Crosse, and to the St. Michael Asylum for Boys, of the city of La Crosse, the sum of money therein named.

To Committee on Charitable and Penal Institutions.

By Senator Mitchell :

No. 219, S.,

A bill to appropriate to the St. Æmelianus Orphan Asylum of Milwaukee, a sum of money therein named.

To Committee on Charitable and Penal Institutions.

By Senator Mitchell :

No. 220, S.,

A bill to appropriate to the Milwaukee Industrial School, a sum of money therein named.

To Committee on Charitable and Penal Institutions.

By Senator Mitchell :

No. 221, S.,

A bill to appropriate to the St. Rose Asylum of Milwaukee a sum of money therein named.

To Committee on Charitable and Penal Institutions.

By Senator Mitchell :

No. 222, S.,

A bill to appropriate to the St. Joseph's Orphan Asylum of Milwaukee a sum of money therein named.

To Committee on Charitable and Penal Institutions.

By Mr. Mitchell :

No. 223, S.,

A bill to appropriate to the Orphan's Association of Milwaukee a sum of money therein named.

To Committee on Charitable and Penal Institutions.

By Senator Mitchell :

No. 224, S.,

A bill to appropriate to the Home of the Friendless of Milwaukee a sum of money therein named.

To Committee on Charitable and Penal Institutions.

By Senator Rankin :

No. 225, S.,

A bill to appropriate to St. Nazian Society, of the county of Manitowoc, a sum of money therein named.

To Committee on Claims.

By Senator Schneider :

No. 226, S.,

A bill to authorize the officers of agricultural and horticultural

societies of towns, villages, and other societies, to charge and collect fees for licenses in certain cases.

To Committee on State Affairs.

By Senator Bones:

No. 227, S.,

A bill relating to and amendatory of chapter 129, of the general laws of 1869, entitled "an act to fix the compensation of the members of the county board of supervisors of the county of Racine."

To Committee on Town and County Affairs.

By Senator Wing:

No. 228, S.,

A bill to codify and amend the laws of the state, relating to garnishees and garnishee proceedings.

To select committee, consisting of Senator Wing.

Ordered not printed.

By Senator Wing:

No. 229, S.,

A bill to authorize a change of the place of trial in certain cases.

To Committee on Judiciary.

By Senator Wing:

No. 230, S.,

A bill to amend section 59, of chapter 133, of the Revised Statutes, entitled "of costs and fees."

To Committee on Judiciary.

By Senator Wing:

No. 231 S.,

A bill to amend section 54, of chapter 134, of the Revised Statutes, entitled "of executions and proceedings supplementary thereto."

To Committee on Judiciary.

By Senator Wing:

No. 232, S.,

A bill to repeal chapter 97, of the general laws of 1870, relating to the exemption of certain property from execution.

To Committee on Judiciary.

By Senator Rankin:

No. 233, S.,

A bill to repeal chapter 341, laws of 1876, entitled "an act to establish the salaries of the state officers."

To Committee on Judiciary.

By Senator Flint:

No. 234, S.,

A bill to amend chapter 314, of the laws of 1876, entitled "an act relating to trespassing on state lands."

To Committee on Public Lands.

By Senator Welch:

No. 235, S.,

A bill to repeal sections 5, 6, 7, and 19, of the Revised Statutes, entitled "of medical societies."

To Select Committee, Senators Farr, Downs and Reed.

By Senator Flint:

No. 236, S.,

A bill providing for the election by the people of a railroad commissioner.

To Committee on Judiciary.

By Senator Flint:

No. 237, S.,

A bill to amend chapter 130, general laws of 1868, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

To Committee on Judiciary.

By Senator Scott:

No. 238, S.,

A bill authorizing the State Treasurer to retain certain monies belonging to Taylor county, and to pay the same over to the county of Lincoln.

To Committee on Judiciary.

By Senator Welch:

No. 239, S.

A bill to punish imposition in the practice of medicine or surgery.

To Select Committee consisting of Senators Farr, Downs and Reed.

By Senator Burrows:

No. 240, S.,

A bill relating to the preservation of fish in Lake Monona and Lake Mendota, and the waters connecting them in the county of Dane.

To Committee on Agriculture.

By Senator Ryan:

No. 241, S.,

A bill to authorize the city of Appleton to issue corporate bonds for bridge purposes.

To Committee on Incorporations and Public Improvements.

By Senator Barden:

No. 242, S.,

A bill to change and define the limits of the 3d, 7th, and 9th judicial circuits and fix the time for holding the term of court therein, and for other purposes.

To Committee on Judiciary.

By Senator Barden :

No. 243, S.,

A bill for the division of the counties of Chippewa and Lincoln, and the erection of the county of Ludington.

To Committee on Town and County Affairs.

By Senator Torrey :

No. 244, S.,

A bill to provide for the annexation of portions of towns to villages, for highway purposes.

To Committee on Roads and Bridges.

By Senator Torrey :

No. 245, S.,

A bill authorizing and directing the secretary of state to order the binding of the reports of the railroad commissioner.

To Committee on Legislative Expenditures.

By Senator Torrey :

No. 246, S.,

A bill providing stationery and postage stamps for clerks and employes of the legislature.

To Committee on Legislative Expenditures.

By Senator Arnold :

No. 247, S.,

A bill to improve the Beef River, and to authorize the town of Modena to issue bonds.

To Select Committee consisting of Senator Arnold.

Ordered not printed.

By Senator Arnold :

No. 248, S.,

A bill authorizing G. R. Thorry, Orlando Brown and Thos. Schane to run a steam boat on Beef river.

To Select Committee consisting of Senator Arnold.

Ordered not printed.

By Senator Arnold :

No. 249, S.,

A bill relating to the 29th Senate district.

To Select Committee consisting of Senator Arnold.

Ordered not printed.

By Senator Arnold :

No. 250, S.,

A bill to promote egress from theatres and other public buildings.

To Committee on State Affairs.

By Senator Arnold :

No. 251, S.,

A bill to protect makers of notes given to fire insurance companies for payment of premiums.

To Committee on Judiciary.

10—s J

By Senator Hathaway:

No. 252, S.,

A bill to appropriate a sum of money therein named to A. E. Elmore, H. C. Tilton, W. W. Reed, H. H. Giles, C. H. Haskins, G. W. Burchard, Wm. E. Smith, and Nelson Dewey, for services rendered under Jt. Res. No. 13, session of 1876.

To Committee on Claims.

By Senator Blair:

No. 253, S.,

A bill to amend chapter 66, of the laws of 1870, and chapter 70, of the laws of 1874, acts to provide for the government and management of the industrial school for boys.

To Committee on Charitable and Penal Institutions, and ordered not printed.

By Senator Fifield:

M. C. No. 3, S.,

For right of way and a grant of land for railroad puposes, to aid in building a road through northern Wisconsin.

To Committee on Federal Relations.

By Senator Fifield

M. C. No. 4, S.,

For an appropriation to aid in a survey of the St. Croix river, Wisconsin.

To Committee on Federal Relations.

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## REPORTS OF COMMITTEES.

The Committee on Engrossed Bills have examined, and find correctly engrossed, the following bills:

No. 57, S.,

A bill to authorize Peter Wilkinson, Ignatz Steinmetz, William Owen, Amos Johnson, Darius Palmer, and others to erect and maintain a dam across Leach Creek, in Sauk county.

No. 70, S.,

A bill relating to actions against counties and cities on defective tax certificates and tax deeds, and amendatory of section 1, chapter 144 of the laws of Wisconsin of 1874.

GEO. B. BURROWS,

*Chairman.*

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The Committee on Enrolled Bills have examined and find correctly enrolled the following:

Jt. Res. No. 6, S.

In relation to purchase of additional copies of Legislative Manual.

THOS. A. BONES,

*Chairman.*

The Committee on Legislative Expenditures to whom was referred No. 45, S., have had the same under consideration and respectfully report the same back and recommend that it do pass.

ALEX W ARNOLD,  
*Chairman.*

Senator Torrey moved that No. 169, S., be recalled from the Committee on Incorporations, and recommitted to a select committee of one, which motion prevailed, and the bill was referred to Senator Torrey.

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#### LEAVE OF ABSENCE.

Leave of absence was granted

To Senator Tate, until Saturday morning.

To Senator Schneider, until Monday evening.

To Senator Fifield, indefinitely, after to-morrow.

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On motion of Senator Treat,  
The Senate adjourned.

FRIDAY, FEBRUARY 2, 1877.

The Senate met,  
The Lieutenant Governor in the chair.

Prayer by the Rev. E. D. Huntley.

The roll was called and the following Senators answered to their names:

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Farr, Flint, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Richardson, Ryan, Sacket, Scott, Torrey, Treat, Welch, Williams, Wing—27.

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Senator Welch moved that No. 230, S., be recalled from the the Committee on Judiciary, and be recommitted to the Joint Committee on Printing,

Which motion prevailed.

Senator Hudd moved that when the Senate adjourn, it be until 7:30 o'clock Monday evening.

The ayes and noes being called for, the motion prevailed by the following vote:

Ayes—Senators Abert, Barden, Blair, Cavanagh, Davis, Farr, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Scott, Torrey, Treat, Williams, Wing.—18.

Noes—Senators Arnold, Bones, Burrows, Douglas, Fifield, Flint, Hathaway, Richardson, Sacket, Welch.—10.

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#### MEMORIALS PRESENTED AND REFERRED.

By Senator Welch:

Mem. No. 40, S.,

Of 80 citizens of Juneau county, asking for a law to prevent the killing of pigeons on their brooding grounds.

To Committee on Agriculture.

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#### REPORTS OF COMMITTEES.

The Committee on Judiciary, to whom was referred

No. 44, A.,

A bill relating to holidays and amendatory of chapter 32, general laws of 1872.

No. 82, S.,

A bill to amend section 2 of chapter 164, of the revised statutes, entitled "of offenses against the lives and persons of individuals."

No. 76, S.,

A bill to amend section one of chapter 178, of the laws of 1873, entitled "an act to amend sections 17 and 18 of chapter 130 of the general laws of 1868, entitled 'an act to provide for the assessment of property for taxation, and the levy of taxes thereon.'"

Respectfully report the same back to the Senate and recommend that they be indefinitely postponed.

Senator Wing dissenting on bill No. 82, S.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 73, S.,

A bill to amend section 1, chapter 105, of the Revised Statutes, relating to the conveyance of real estate by executors and administrators in certain cases.

Respectfully report the same back to the Senate with an amendment, and recommend its passage when so amended.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 35, A.,

A bill relating to the apportionment of the state into Senate and Assembly districts, and amendatory of chapter 343 of the general laws of 1876,

Respectfully report the same back to the Senate and recommend that it be concurred in.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 97, S.,

A bill to submit to the people an amendment to article VII. of the constitution.

No. 77, S.,

A bill in relation to judgments.

Respectfully report the same back to the Senate and recommend that they do pass.

L. W. BARDEN,  
*Chairman.*



The Committee on Town and County Affairs has had under consideration

No. 93, S.,

A bill to legalize the proceedings of the county board of supervisors, of Trempealeau County, in fixing salary of county officers.

No. 103, S.,

A bill to change the boundaries of certain towns in Lincoln county, and to organize the town of Scanawan therein.

And have directed me to report the same back without amendments, and recommend their passage.

M. DOUGLAS,  
*Chairman.*

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The Committee on State Affairs, to whom was referred

Mem. No. 7, S.,

Of John O'Donoghue, relating to matters and things in Marathon county.

Have had the same under consideration, and instructed me to report the same back with the recommendation that it be referred to the Senator from the 21st district.

O. C. HATHAWAY,  
*Chairman.*

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So ordered.

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### EXECUTIVE COMMUNICATIONS.

STATE OF WISCONSIN, EXECUTIVE DEPARTMENT,  
MADISON, *February 1st, 1877.*

*To the Honorable, the Senate :*

Pursuant to the requirements of chapter 366, laws of 1876, I hereby nominate and appoint, subject to the approval of your honorable body, Dr. O. G. Seldon, of Reedsburg, a member of the State Board of Health, to hold for the term of seven years, from the thirty-first day of January, 1877.

H. LUDINGTON,  
*Governor.*

On motion of Senator Scott, the communication was referred to a select committee, consisting of Senators Scott, Reed and Farr.

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STATE OF WISCONSIN, EXECUTIVE DEPARTMENT,  
MADISON, *February 1, 1877.*

*To the Honorable, the Senate :*

Pursuant to the requirements of chapter 151, of the general laws of 1869, I hereby nominate and appoint, subject to the approval of your honorable body, Willard H. Chandler, of Sun Prairie, T. D. Weeks, of Whitewater, and A. D. Andrews, of River Falls, regents

of normal schools, to hold for the term of three years, from the first day of February, 1877.

H. LUDINGTON,  
*Governor.*

The appointments were confirmed by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Farr, Fifield, Flint, Hathway, Hiner, Mitchell, Mumbruc, Richardson, Sacket, Scott, Torrey, Treat, Welch, Wing—23.

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### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has concurred in

M. C. No. 2, S.,

For an appropriation to aid in the completion of the Sturgeon Bay and Lake Michigan Ship Canal and harbor, and to extend the time for the completion thereof.

And has adopted and asks the concurrence of the Senate in

Jt. Res. No. 23, A.,

For the appointment of a committee to investigate the accounts of the state board of centennial managers.

The committee on the part of the Assembly consists of Messrs. Douseman, Spence and Blakeslee.

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### ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 23, A.,

Was, on motion of Senator Rankin, referred to the Committee on State Affairs.

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### SENATE RESOLUTIONS CONSIDERED.

Res. No. 24, S.,

To appropriate to G. Y. Freeman the sum of \$300, for collection of mineral and geological specimens.

Was adopted.

Res. No. 21, S.,

Relating to a door-keeper for the door of the Historical Society.

Senator Richardson offered the following amendment to the resolution: Amend by adding the words "during the session of the legislature."

On motion of Senator Davis the resolution and pending amendment were referred to a select committee consisting of Senator Douglas.

## BILLS READY FOR A THIRD READING.

No. 57, S.,

A bill to authorize Peter Wilkinson, Ignatz Steinmetz, William Owen, Amos Johnson, Darius Palmer, and others, to erect and maintain a dam across Leach Creek, in Sauk county.

No. 70, S.,

A bill relating to actions against counties and cities on defective tax certificates and tax deeds, and amendatory of section 1, chapter 144, general laws of 1874.

Were read a third time and passed.

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BILLS ON THEIR ENGROSSMENT.

No. 45, S.

A bill to amend section 1 of chapter 211 of the general laws of 1874, entitled "an act relating to the purchase of stationery."

No. 75, S.,

A bill to provide for the examination of the accounts and annual reports of town officers.

Were ordered engrossed.

No. 203, S.,

A bill to amend chapter 313 of the laws of 1876, entitled "an act to revise, consolidate and amend the charter of the city of Racine, and the several acts amendatory thereof."

On motion of Senator Bones,

The rules were suspended and the bill was read a third time and passed.

No. 23, S.,

A bill to amend chapter 139, of the general laws of 1875, entitled an act to amend section 3 of chapter 78 of the general laws of 1867, entitled "an act for the preservation of game."

Senator Arnold offered the following amendment:

Amend by inserting in the 8th line of the printed bill, after the word "fawn," the words "killed in this state."

On motion of Senator Hudd,

The bill, with pending amendment, was referred to the Committee on State Affairs.

No. 6, S.,

A bill to establish the county of Manitowish, and the town of St. Germain therein.

Was indefinitely postponed.

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No. 29, S.,

A bill to repeal section 1, of chapter 137, of the general laws of Wisconsin of 1876, entitled "an act to amend section 6, of chapter 134, of the Revised Statutes, entitled 'of executions and proceedings supplementary thereto.'"

On motion of Senator Burrows.

The vote by which the bill passed the Senate was reconsidered,  
and

On motion of Senator Wing,

Further consideration of the bill was postponed until Tuesday morning.

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LEAVE OF ABSENCE.

Leave of absence was granted,

To Senator Van Schaick, until Monday evening; and

To Senator Wing, until Tuesday morning.

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On motion of Senator Fifield,

The Senate adjourned.

MONDAY, FEBRUARY 5, 1877,

7:30 P. M.

The Senate met,

The Lieutenant Governor in the chair.

The roll was called, and the following Senators answered to their names:

Senators Abert, Arnold, Barden, Bones, Burrows, Davis, Douglas, Farr, Flint, Grimmer, Hathaway, Mitchell, Mumbrue, Rankin, Reed, Richardson, Schneider, Torrey, Treat, Van Schaick, Welch,

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## MEMORIALS PRESENTED AND REFERRED.

By Senator Welch:

Mem. No. 41, S.,

Remonstrance of Carl Lampertus and 52 others, citizens and tax payers of the county of Sauk, against Senate bill No. 14.

To Committee on Privileges and Elections.

By Senator Welch:

Mem. No. 42, S.,

Remonstrance of Casper Boller and 68 other citizens and tax payers of Sauk county, against the passage of Senate bill No. 14.

To Committee on Privileges and Elections.

By Senator Welch:

Mem. No. 43, S.,

Remonstrance of Leonard Schneller and 17 others, from Sauk county, against the passage of Senate bill No. 14.

To Committee on Privileges and Elections.

By Senator Welch:

Mem. No. 44, S.,

Remonstrance of C. Kuoni and 63 others, citizens and tax-payers of the county of Sauk, against the passage of Senate bill No. 14.

To Committee on Privileges and Elections.

By Senator Welch:

Mem. No. 45, S.,

Remonstrance of John C. Rendtorff and 16 others, citizens and

tax-payers of Sauk county, against the passage of Senate bill No. 14.

To Committee on Privileges and Elections.

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### RESOLUTIONS INTRODUCED.

By Senator Welch:

Jt. Res. No. 10. S.,

Relating to adjournments.

*Resolved by the Senate, the Assembly concurring,* That no more adjournments be had except from day to day, (Sunday excepted) until they adjourn *sine die*.

The resolution lies over.

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### REPORTS OF COMMITTEES.

The Committee on Enrolled Bills have examined and find correctly enrolled the following:

M. C. No. 2, S.,

For an appropriation to aid in the completion of the Sturgeon Bay and Lake Michigan Ship Canal Harbor, and to extend the time for the completion thereof.

THOS. A. BONES,

*Chairman.*

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The Committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 54, S.,

A bill to amend section 33, of chapter 133, of the Revised Statutes, entitled "of costs and fees," as amended by section 1, of chapter 181, of the general laws of 1861.

No. 62, S.,

A bill to amend chapter 133, of the private and local laws of 1857, entitled "an act to consolidate and amend the act to incorporate the city of Kenosha, and the several acts amendatory thereof."

No. 45, S.,

A bill to amend section 1, of chapter 211, of the laws of 1874, entitled "an act relating to the purchase of stationery."

No. 59, S.,

A bill to amend section 22, of chapter 144, of the general laws of 1872, relating to the organization of corporations for manufacturing and other purposes.

No. 25, S.,

A bill to amend chapter 53, general laws of 1858, entitled "an act for the formation and protection of county agricultural societies."

G. B. BURROWS,

*Chairman.*

The Joint Committee on Charitable and Penal Institutions, have considered

No. 18, S.,

A bill to appropriate to the Industrial School for Boys a sum of money therein named,

No. 2, S.,

A bill to appropriate to the state prison, a sum of money therein named.

No. 19, S.,

A bill to appropriate for the payment of soldiers' orphans, a sum of money therein named,

And instructed me to report the same back with a recommendation that they do pass.

And have also considered

No. 16, S.,

A bill to appropriate to the Institute for the Education of the Deaf and Dumb, a sum of money therein named.

No. 17, S.,

A bill to appropriate to the Institution for the Education of the Blind, a sum of money therein named.

No. 20, S.,

A bill to appropriate to the Northern Hospital for the Insane, a sum of money therein named.

And instructed me to report the same back with amendment, and recommend that they do pass when so amended.

W. W. REED,

*Chairman pro tem.*

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The select committee to whom was referred

No. 51, S.,

To authorize the city of Janesville to issue bonds to provide and pay for engine houses in said city,

Has had said bill under consideration, and beg leave to report the same back with the recommendation that it do pass.

H. RICHARDSON.

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The Committee on State Affairs, to whom was referred

A preamble and resolution adopted by the State Board of Centennial Managers,

Have had the same under consideration, and instruct me to report the same back, with the recommendation that it be referred to the committee appointed under Joint Resolution No. 23, A.

O. C. HATHAWAY,

*Chairman.*

So ordered.

The Committee on State Affairs, to whom was referred  
No. 101, S.,

A bill to supply the state capitol with water and protect it from  
fire,

Have had the same under consideration, and instruct me to  
report the same back, with the recommendation that it do pass.

O. C. HATHAWAY,  
*Chairman.*

Said bill, 101, S., was re-committed to the Committee on Claims.

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The Committee on State Affairs to whom was referred  
Jt. Res. No. 23, A.,

For the appointment of a committee to investigate the accounts  
of the State Board of Centennial Managers.

Have had the same under consideration and instruct me to re-  
port the same back with recommendation that it be amended,  
and when so amended that it be concurred in.

O. C. HATHAWAY,  
*Chairman.*

The amendment by the committee was as follows: Amend by  
striking out all after the word "inquiry," where it occurs in the last  
resolution and insert "report within five days."

The amendment was adopted and the resolution as thus amend-  
ed, was concurred in.

The President announced Senators Richardson and Davis as the  
committee on the part of the Senate.

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### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly  
has passed, and asks the concurrence of the Senate in

No. 168, A.,

A bill relating to and amendatory of chapter 16 of the private  
and local laws of 1872, entitled "an act to incorporate the city of  
Eau Claire."

No. 48, A.,

A bill in relation to fees of county judges, and to repeal chapter  
123 of the laws of 1871, and amendatory of section 2 of chapter  
121 of the laws of 1868.

No. 58, A.,

A bill for the limitation of tax certificates, owned by counties  
and municipal corporations.

No. 50, A.,

A bill relating to the commencement of actions, and amendatory  
of section 26, chapter 138, of the Revised Statutes.



No. 43, A.,

A bill relating to evidence in certain cases, and to provide an executive privy seal.

No. 37, A.,

A bill relating to village cemeteries.

No. 11, A.,

A bill to legalize the tax roll of the town of Kinnickinnic in St. Croix county.

M. C. No. 3, A.,

Memorial to Congress for increased mail facilities in western portion of Oconto county.

And has adopted and asks the concurrence of the Senate in

Jt. Res. No. 24, A.,

Relating to the war eagle, "Old Abe."

And has concurred in

No. 5, S.,

A bill to amend chapter 122, of laws of 1876, entitled "an act relating to the city of Portage, and codifying, consolidating, and amending the act of incorporation, and all acts amendatory thereof."

No. 12, S.,

A bill relating to narrow-gauge railroads, and amendatory of section 13, of chapter 182, of the general laws of 1872, as amended by chapter 317, of the laws of 1874, and chapter 117, of the laws of 1875.

No. 171, S.,

A bill to amend chapter 135 of the laws of 1876, entitled "an act to revise, consolidate and amend the charter of the City of La Crosse," approved February 19, A. D., 1869, and the several acts amendatory thereof, approved March 7, 1876.

No. 176, S.,

A bill to repeal chapter 82, of the laws of 1876, entitled "an act amendatory of chapter 72, of the private and local laws of 1858, relating to the city of Ripon."

Jt. Res. No. 7, S.,

Relating to the report of the State Board of Health.

Jt. Res. No. 26, A.,

Instructing the Joint Committee on Printing to report back Jt. Res. No 16, A., to the Assembly.

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#### ASSEMBLY MESSAGE CONSIDERED.

On motion of Senator Flint the rules were suspended and

No. 168, A.,

Was read a third time and passed.

Nos. 48, 58, 50 and 11, A.,

Were referred to the Committee on Judiciary.

No. 43 and Jt. Res. No. 24, A.,

Were referred to the Committee on State Affairs.

No. 37, A.,

Was referred to the Committee on Incorporations and Public Improvements.

M. C. No. 3, A.,

Was referred to the Committee on Federal Relations.

Jt. Res. No. 26, A.,

Was concurred in.

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### BILLS READY FOR A THIRD READING.

No. 25, S.,

A bill to amend chapter 53, general laws of 1858, entitled "an act for the promotion and protection of county agricultural societies,"

No. 45, S.,

A bill to amend section 1, of chapter 211, of the laws of 1874, entitled "an act relating to the purchase of stationery."

No. 54, S.,

A bill to amend section 3, of chapter 133, of the Revised Statutes, entitled "of costs and fees" as amended by section 1, of chapter 181, of the general laws of 1861.

No. 59, S.,

A bill to amend section 22, chapter 144, of the general laws of 1872, relating to the organization of corporations for manufacturing and other purposes.

No. 62, S.,

A bill to amend chapter 133, of the private and local laws of 1857, entitled "an act to consolidate and amend the act to incorporate the city of Kenosha, and the several acts amendatory thereof."

Were severally read a third time and passed.

No. 36, A.,

A bill to enable the county of Jackson to compromise its bonded indebtedness.

Was read a third time and concurred in.

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### BILLS ON THEIR THIRD READING.

No 44, A.,

A bill relating to legal holidays, and amendatory of chapter 32, of general laws of 1872.

Was indefinitely postponed.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 97, S.,

A bill to submit to the people an amendment to article VII. of the constitution.

No. 77, S.,

A bill in relation to judgments.

No. 93, S.,

A bill to legalize the proceedings of the county board of supervisors of Trempealeau county, in fixing salary of county officers.

No. 103, S.,

A bill to change the boundaries of certain towns in Lincoln county, and to organize the town of Scanawan therein.

Were severally ordered engrossed.

The amendments to

No. 73, S.,

A bill to amend section 1, chapter 105, of the Revised Statutes, relating to the conveyance of real estate by executors and administrators in certain cases.

Were adopted and the bill was ordered engrossed.

No. 35, A.,

A bill relating to the apportionment of the state into Senate and Assembly districts, and amendatory of chapter 343 of the general laws of 1876.

Was ordered to a third reading.

No. 76, S.,

A bill to amend section 1 of chapter 78 of the laws of Wisconsin of 1873, entitled "an act to amend sections 17 and 18 of chapter 110 of the general laws of 1868, entitled 'an act to provide for the assessment of property for taxation, and the levy of taxes thereon.'"

Was indefinitely postponed.

No. 11, S.,

A bill relating to cemetery associations.

Was re-committed to a select committee consisting of Senator Burrows.

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On motion of Senator Schneider,  
The Senate adjourned.

TUESDAY, FEBRUARY 6, 1877.

The Senate met,

The Lt-Gov. presiding.

Prayer by the Rev. C. H. Richards.

The roll was called and the following Senators responded to their names :

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Mitchell, Mumbrue, Rankin, Reed, Richardson, Schneider, Scott, Torrey, Treat, Van Schaick, Welch and, Wing

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On motion of Senator Bones,

No. 40, S.,

Was recalled from the Committee on Town and County Affairs, and re-committed to the Committee on State Affairs.

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#### LEAVE OF ABSENCE.

Leave of absence was granted to Senators Hiner, Hudd, Ryan, Sackett, Tate and Williams, indefinitely.

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#### MEMORIALS PRESENTED AND REFERRED.

By Senator Burrows :

Mem. No. 46, S.,

Of Sylvester G. H. Crocker, for an appropriation for extra pay as a private soldier from August 24th, 1861, to February 20th, 1865.

To Committee on Claims.

By Senator Burrows :

Mem. No. 47, S.,

Of the executive committee of the Madison Mutual Insurance Company, asking for an amendment to their charter.

To Committee on Finance, Banks and Insurance.

## REPORTS OF COMMITTEES.

The Committee on Agriculture, to whom was referred bills  
No. 72, S.,

A bill to repeal chapter 136, laws of Wisconsin for 1874, entitled  
"an act for the preservation of fish in Dell Creek," and all subsequent acts amendatory thereof.

No. 99, S.,

A bill to amend section 1 of chapter 92 of the laws of 1876,  
entitled "an act for the preservation of duck and other wild fowl."

Have had the same under consideration, respectfully report the  
same back, and recommend that they do pass.

ALEX. A. ARNOLD,

*Chairman.*

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MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

Mr. PRESIDENT:—I am directed to inform you that the Assembly  
has passed, and asks the concurrence of the Senate in

No. 19, A.,

A bill legalizing the proceedings of school district No. 1, town of  
El Paso, Pierce county.

No. 53, A.,

A bill relating to justices' courts and amendatory of section 218,  
of chapter 120, of Revised Statutes.

No. 75, A.,

A bill to repeal chapter 27, of the general laws of 1875, entitled  
"an act to amend chapter 423, private and local laws of 1871, en-  
titled 'an act to authorize the county clerk of Door county to make  
and keep an abstract of tax sales, deeds and redemptions in said  
county' and to revise said chapter 423."

No. 76, A.,

A bill relating to the office of county and municipal corporation  
treasurers.

No. 80, A.,

A bill relating to authorizing the commissioners of school and  
university lands to loan a portion of the trust funds of the state to  
the county of Racine, and amendatory of chapter 107, of the gen-  
eral laws of 1876.

And has indefinitely postponed

No. 1, S.,

A bill relating to appeals from justices' courts, and amendatory  
of section 216, of chapter 120, of Revised Statutes.

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ASSEMBLY MESSAGE CONSIDERED.

Nos. 19 and 80, A.,

Were referred to the Committee on Education.

Nos. 53, 75 and 76, A.,

Were referred to the Judiciary Committee.

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### SENATE RESOLUTIONS CONSIDERED.

Jt. Res. No. 10, S.,

Relating to adjournment.

On motion of Senator Rankin further consideration of the resolution was postponed until Thursday next.

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### BILLS READY FOR A THIRD READING.

No. 35, A.

A bill relating to the apportionment of the state into Senate and Assembly districts, and amendatory of chapter 343 of the general laws of 1876.

Was read a third time and concurred in.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 51, S.,

To authorize the city of Janesville to issue bonds to provide and pay for engine houses in said city.

Was ordered engrossed and to be read a third time.

No. 2, S.,

A bill to appropriate to the state prison a sum of money therein named.

No. 18, S.,

A bill to appropriate to the Industrial School for Boys a sum of money therein named.

No. 19, S.,

A bill to appropriate for the payment of soldiers' orphans, a sum of money therein named.

Were recommitted to the Committee on Claims.

No. 16, S.,

A bill to appropriate to the Institute for the Education of the Deaf and Dumb, a sum of money therein named.

No. 17, S.,

A bill to appropriate to the Institution for the Education of the Blind, a sum of money therein named.

No. 20, S.,

A bill to appropriate to the Northern Hospital for the Insane, a sum of money therein named.

With pending amendments, were recommitted to the Committee on Claims.

No. 47, S.,

A bill to appropriate to Robert Parkin, a sum of money therein named.

Was, on motion of Senator Welch, recommitted to a Select Committee, consisting of Senator Welch.

No. 29, S.,

A bill to repeal section 1, of chapter 137 of the general laws of 1876, entitled "an act to amend section 6, of chapter 134 of the Revised Statutes, entitled 'of executions and proceedings supplementary thereto.'"

On motion of Senator Burrows, further consideration of the bill was postponed until Thursday next.

Senator Davis moved that the Senate adjourn,

Which motion was lost.

Senator Arnold asked and obtained leave to submit the following report:

The special committee to whom was referred bill

No. 247, S.,

A bill to improve Beef river, and to authorize the town of Modena to issue bonds.

Also bill

No. 248, S.,

A bill authorizing G. R. Frary, Orlando Brown and Thos. Schane, to run a steamboat on Beef river.

Have had the same under consideration, report the same back, and recommend that they do pass.

ALEX. A. ARNOLD,  
*Committee.*

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On motion of Senator Arnold,  
The Senate adjourned.

WEDNESDAY, FEBRUARY 7th, 1877.

The Senate met,

The Lieut. Governor in the chair.

Prayer by the Rev. C. H. Richards.

The roll was called and the following Senators responded to their names:

Senators. Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Farr, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Treat, Welch, Wing.

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#### LEAVE OF ABSENCE.

Leave of absence was granted to Senator Abert until to-morrow.  
To Senator Van Schaick indefinitely.

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Senator Davis asked to be excused from serving on the committee appointed under the provisions of Jt. Res. No. 23, A.

Which was granted and the President appointed as member of such committee Senator Rankin.

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#### MEMORIALS PRESENTED AND REFERRED.

By Senator Richardson:

Mem. No. 48, S.,

Of D. C. Griswold and others relating to illuminating oils.

To Committee on State Affairs.

By Senator Fifield:

Mem. No. 49, S.,

Of A. Ahlstrom, J. A. Hickeron, Peter Anderson and others, of Burnett county, asking that a law be passed to protect game in the county of Burnett.

To Committee on State Affairs.



By Senator Fifield :

Mem. No. 50, S.,

Of W. E. Butterick, C. W. Cale, J. B. Pierce and others, asking for a law for the protection of game in Burnett county.

To Committee on State Affairs.

By Senator Fifield :

Mem. No. 51, S.,

Of Aug. Cassell, C. T. Jacobson, Chas. Hurd and others, asking for a law to protect game in the county of Burnett.

To Committee on State Affairs.

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### RESOLUTIONS INTRODUCED.

By Senator Davis :

No. 25, S.,

*Resolved*, That the Chief Clerk be and he is hereby requested to furnish printed daily calendars of business in sufficient numbers to supply each Senator and reporter.

The rules were suspended and the resolution was adopted.

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### REPORTS OF COMMITTEES.

The Joint Committee on Claims have had under consideration the following bills:

No. 100, S.,

A bill to appropriate to the Superintendent of Public Property, a sum of money therein named, and

Report same back with the recommendation that the same do pass.

No. 87, S.,

A bill to provide for acquiring title to a certain piece of land adjoining the farm of the Northern Hospital for the Insane, and

Report said bill back with an amendment, and recommend that the same do pass, when so amended.

D. E. WELCH,  
*Chairman.*

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The Joint Committee on Claims have had under consideration Mem. No. 6, S.,

A memorial of Sarah Jane Tarr, and

Report said memorial back with a bill, and recommend the bill do pass.

Said bill became

No. 254, S.,

A bill for the relief of Sarah Jane Tarr, and to appropriate to her a certain sum of money therein named.

D. E. WELCH,  
*Chairman.*

The Committee on Banks, Banking, and Insurance, to whom was referred bill

No. 138, S.,

A bill relating to town insurance companies, and amendatory to section 10, chapter 344, general laws of 1876.

Have had the same under consideration, and respectfully report the same back to the Senate, and recommend that it do pass.

J. B. TREAT,  
*Chairman.*

---

The Committee on Banks, Banking and Insurance, to whom was referred bill

No. 139, S.,

A bill relating to the Madison Mutual Insurance Company and amendatory of chapter 329, private and local laws of 1863, an act to incorporate the Madison Mutual Insurance company.

Have had the same under consideration, and respectfully report the same back to the Senate, and recommend that it do pass.

J. B. TREAT,  
*Chairman.*

---

The Joint Committee on Charitable and Penal Institutions, to whom was referred.

No. 44, S.,

A bill to amend section 5 and 9 of chapter 193, general laws of 1873, entitled "an act to change the management of the state prison, and to amend and consolidate all laws concerning the same."

Respectfully report that they have had the same under consideration, and have instructed me to report the same back with certain amendments; and when so amended that it do pass.

D. L. DOWNS,  
*Chairman.*

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The Committee on Enrolled Bills have examined and find correctly enrolled the following bills:

No. 171, S.,

A bill to amend chapter 135, of the laws of 1876, entitled "an act to revise, consolidate and amend the charter of the city of LaCrosse, approved February 19, 1869, and the several acts amendatory thereof," approved March 7, 1876.

No. 12, S.,

A bill relating to narrow gauge railroads and amendatory of section 13 of chapter 182 of the general laws of 1872, as amended by chapter 317 of the laws of 1874, and chapter 117 of the laws of 1875.

No. 176, S.,

A bill to repeal chapter 82, of the laws of Wisconsin of 1876, en-

titled "an act amendatory of chapter 72, of the private and local laws of 1858, relating to the city of Ripon."

No. 5, S.,

A bill to amend chapter one hundred and twenty-two of the laws of 1876, entitled "an act relating to the city of Portage and codifying, consolidating and amending the act of incorporation, and all acts amendatory thereof."

THOS. A. BONES,  
*Chairman.*

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The Committee on Engrossed Bills have examined and find correctly engrossed the following bills :

No. 75, S.,

A bill to provide for the examination of the accounts and annual reports of town officers.

No. 77, S.,

A bill in relation to judgments.

No. 93, S.,

A bill to legalize the proceedings of the county board of supervisors of Trempealeau county, in fixing salary of county officers.

No. 103, S.,

A bill to change the boundaries of certain towns in Lincoln county, and to organize the town of Scanawan therein.

GEO. B. BURROWS,  
*Chairman.*

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The Committee on Judiciary, to whom was referred

No. 37, S.,

A bill in relation to the appointment of notaries public.

Respectfully report the same back to the Senate with an amendment, and recommend its passage when so amended.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary, to whom was referred

No. 64, S.,

A bill to reorganize the judicial circuits of Wisconsin, and to organize the fourteenth judicial circuit.

No. 109, S.,

A bill to provide for the punishment of indecent bathing.

Respectfully report the same back to the Senate, and recommend that they each be indefinitely postponed.

L. W. BARDEN,  
*Chairman.*

The Committee on State Affairs, to whom was referred  
No. 58, S.,

A bill to provide for the action of the commissioners of school and university lands, in certain cases.

Have had the same under consideration and instruct me to report the same back with amendment, and when so amended, recommend that it do pass.

O. C. HATHAWAY,  
*Chairman.*

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The Committee on State Affairs, to whom was referred  
No. 43, A.,

A bill relating to evidence in certain cases, and to provide an executive privy seal.

Have had the same under consideration, and instruct me to report the same back, with recommendation that it be referred to the Committee on Judiciary.

O. C. HATHAWAY,  
*Chairman.*

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So ordered.

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The Committee on State Affairs to whom was referred  
Jt. Res. No. 24, A.,

Relating to the war eagle "Old Abe,"

Have had the same under consideration and instruct me to report the same back and recommend that it be referred to Committee on Military Affairs.

O. C. HATHAWAY,  
*Chairman.*

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So ordered.

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The Committee on State Affairs to whom was referred  
No. 30, S.,

A bill to amend section 16 of chapter 130 of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

Have had the same under consideration and instruct me to report the same back with amendment and recommendation that when so amended that it do pass.

O. C. HATHAWAY,  
*Chairman.*

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The Committee on Agriculture, to whom was referred  
No. 142, S.,

A bill relating to the publication of the transactions of the Northern Wisconsin Agricultural and Mechanical Association, and amendatory of chapter 227, laws of 1876.

No. 32, S.,

A bill to provide for the publication of the transactions of the Wisconsin Dairymen's Association.

Report the same back with sundry amendments and recommend their passage when so amended.

No. 86, S.,

A bill for the preservation of fish in lakes Winnebago, Butte des Morts, Winneconne, Poygan, and little lake Butte des Morts, and in the waters of Fox river, between little lake Butte des Morts, and the mouth of Wolf river and Lake Winneconne.

Respectfully report the same back and recommend its passage.

No. 52, S.,

A bill to provide for the protection of game in the county of Burnett.

Report the same back and recommend that it be referred to the Committee on State Affairs.

ALEX. A. ARNOLD,  
*Chairman.*

So ordered.

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The Committee on Privileges and Elections, to whom was referred bill

No. 14, S.,

A bill to repeal chapter 214 laws of 1860, and chapter 208 laws of 1865, relating to publication of tax lists, &c., in the *Pionier am Wisconsin*.

Have had the same under consideration, and report it back with the recommendation that it be indefinitely postponed.

H. S. SACKET,  
*Chairman.*

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The Committee on Charitable and Penal Institutions to whom was referred the Executive Communication inclosing a report of the commission appointed to consider the feasibility and expediency of removing the state prison from Waupun, and converting the present prison building into a hospital for the incurable insane.

Have had the same under consideration and instructed me to report by bill.

D. L. DOWNS,  
*Chairman.*

Said bill became

No. 255, S.,

A bill to provide for the erection of buildings for the proper care of the chronic insane.

The bill was referred to the Committee on Claims.

The Committee on Legislative Expenditures to whom was referred a portion of the Governor's Message relating to expenses of the legislature, beg leave to report the accompanying bill.

ALEX. A. ARNOLD,  
*Chairman.*

Said bill became

No. 256, S.,

A bill relating to certificates of employes of the legislature, and amendatory of section 9 of chapter 345 of the laws of Wisconsin of 1876.

Ordered not printed.

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#### REPORT OF SELECT COMMITTEES.

The Select Committee to whom was referred

No. 175, S.,

A bill to amend section 6, of chapter 46, of the private and local laws of 1860, entitled "an act to promote the construction of horse railways in the city of La Crosse," approved March 30, 1860.

Have had the same under consideration and report the same back with recommendation that it do pass.

M. P. WING,  
*Committee.*

The Select Committee to whom was referred

No. 149, S.,

A bill to amend section 2, of chapter 142, of the laws of Wisconsin for 1875, entitled "an act to authorize Wm. Dunlap to keep and maintain a ferry across Lake Pepin, from the village of Stockholm, Wisconsin, to Lake City, Minnesota."

Report the same back and recommend that it be referred to Committee on Town and County Affairs.

R. J. FLINT,  
A. A. ARNOLD,  
*Committee.*

So ordered.

The Select Committee to whom was referred

No. 43, S.,

A bill to amend chapter 111, of the Revised Statutes, entitled "of divorce."

Would respectfully report the same back with amendments, and recommend its passage when so amended.

W. W. REED,  
*Committee.*

## MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has concurred in

No. 8, S.,

A bill relating to court commissioners for Brown County.

No. 10, S.,

A bill relating to the issue of bonds in the county of Brown for the payment of outstanding indebtedness.

No. 13, S.,

A bill to authorize the appointment of a reporter for Kewaunee county circuit court.

And has amended and concurred in as amended

No. 38, S.,

A bill to fix the time for holding the general and special terms of the circuit court in the Thirteenth judicial district.

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ASSEMBLY MESSAGE CONSIDERED.

The Assembly amendments to No. 38 S., were concurred in.

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BILLS READY FOR A THIRD READING.

No. 75, S.,

A bill to provide for the examination of the accounts and annual reports of town officers.

No. 77, S.,

A bill in relation to judgments.

No. 93, S.,

A bill to legalize the proceedings of the county board of supervisors of Trempealeau County, in fixing salary of county officers.

No. 103, S.,

A bill to change the boundaries of certain towns in Lincoln county, and to organize the town of Scanawan therein.

Were severally read a third time and passed.

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BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 99, S.,

A bill to amend section 1 of chapter 92 of the laws of 1876, entitled "an act for the preservation of duck and other wild fowl."

No. 72, S.,

A bill to repeal chapter 136, laws of Wisconsin for 1874, entitled "an act for the preservation of fish in Dell Creek," and all subsequent acts amendatory thereof.

Were ordered engrossed for a third reading.

No. 247, S.,

A bill to improve Beef River, and to authorize the town of Modena to issue bonds.

No. 248, S.,

A bill authorizing G. R. Frary, Orlando Brown and Thos. Schane to run a steam boat on Beef river.

Were re-committed to the Committee on Judiciary.

No. 82, S.,

A bill to amend section 2 of chapter 164, of the Revised Statutes, entitled "of offenses against the lives and persons of individuals."

Was indefinitely postponed by the following vote:

Ayes—Senators Barden, Bones, Burrows, Davis, Downs, Farr, Flint, Hathaway, Hiner, Hudd, Mitchell, Reed, Ryan, Schneider, Scott, Treat, Welch—17.

Noes—Senators Arnold, Douglas, Fifield, Grimmer, Mumbrue, Rankin, Richardson, Sacket, Tate, Van Schaick, Wing—11.

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On motion of Senator Treat,  
The Senate adjourned.



THURSDAY, FEBRUARY 8th, 1877.

The Senate met,

The Lieutenant Governor presiding.

Prayer by the Rev. C. H. Richards.

The roll was called and the following Senators responded to their names :

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Reed, Richardson, Ryan, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing—  
30.

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#### COMMUNICATIONS.

The president presented the following communication :

STATE OF WISCONSIN,  
OFFICE OF SECRETARY OF STATE AGRICULTURAL SOCIETY.  
MADISON, *February 8, 1877.*

HON. C. D. PARKER, *Lieut. Governor and President of the Senate :*

MY DEAR SIR:—I have the pleasure to herewith transmit by you to the Legislature, a copy of resolutions adopted by the Joint Agricultural and Horticultural Convention now in session.

Very Respectfully,

W. W. FIELD,  
*Secretary of State Agricultural Society.*

*Resolved*, That it is the sense of this convention that the bill now before the legislature, making an appropriation of two thousand dollars to the State Agricultural Society, ought to become a law ; and that the bills for reducing the number, size and style of binding of the volumes now published by the State Agricultural and State Horticultural Societies, ought not to become a law.

The communication was referred to the Committee on Agriculture.

## MEMORIALS PRESENTED AND REFERRED.

By Senator Hudd :

Mem. No. 52, S.,

Account and affidavit of Alois Klaus, in relation to his claim against the state.

To Committee on Claims.

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RESOLUTIONS INTRODUCED.

By Senator Hiner :

Res. No. 27, S.,

Requesting the governor to return bill without signature.

*Resolved*, That his excellency, the governor, be respectfully requested to return without signature to the Senate,

No. 176, S.,

A bill relating to the city of Ripon.

On motion of Senator Hiner,

The rules were suspended, and the resolution was adopted.

By Senator Ryan :

Res. No. 26, S.,

Relating to war eagles.

WHEREAS, It is known that for several years after the war, there was kept at the capitol two eagles named respectively "Old Abe" and "Old Andy," the former of which was also known as the "Wisconsin War Eagle;" and

WHEREAS, About three years ago, one of said eagles departed this life, and it is currently reported and generally believed, that the eagle known as "Old Abe" was the one that departed this life, and that the keeper of said eagles circulated the story that the deceased eagle was "Old Andy," and changed the name of the living eagle from that of "Old Andy" to that of "Old Abe," and that the living eagle is in fact "Old Andy," and the deceased eagle "Old Abe," and

WHEREAS, The legislature of 1876 appropriated \$500 to pay the expenses of exhibiting the "Wisconsin War Eagle, Old Abe," at the Philadelphia Centennial Exposition, and it is believed said money so appropriated was expended in exhibiting the impostor, "Old Andy," at said Centennial Exposition, contrary to law. Therefore, be it

*Resolved*, That the Committee on Military Affairs be and are hereby instructed to investigate the matter, make a *post mortem* examination of the deceased eagle, and a careful diagnosis of the living eagle, examine witnesses, the records of the Superintendent of Public Property, and "Barrett's History of Old Abe," and ascertain whether the eagle on exhibition at Philadelphia is the war eagle, "Old Abe," or the impostor, "Old Andy," and report to this Senate without unreasonable delay.

## REPORTS OF COMMITTEES.

The Committee on Enrolled Bills have examined and find correctly enrolled the following bills:

No. 10, S.,

A bill relating to the issue of bonds in the county of Brown, for the payment of outstanding indebtedness.

No. 38, S.,

A bill to fix the time for holding the general and special terms of the circuit court in the Thirteenth judicial circuit.

No. 13, S.,

A bill to authorize the appointment of a reporter for the Kewaunee county circuit court.

THOS. A. BONES,  
*Chairman.*

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The Committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 73, S.,

A bill to amend section 1, chapter 105, of the Revised Statutes, entitled "of the conveyance of real estate by executors and administrators in certain cases."

No. 72, S.,

A bill to repeal chapter 136, laws of Wisconsin of 1874, entitled "an act for the preservation of fish in Dell creek," and all subsequent acts amendatory thereof.

No. 97, S.,

A bill to submit to the people an amendment to article VII. of the constitution.

GEO. B. BURROWS,  
*Chairman.*

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The Committee on Incorporations and Public Improvements to whom was referred

No. 61, S.,

A bill authorizing Chauncy Lamb, Fred Weyerhæuser, W. J. Young, Henry Hewitt, Chas. Burnham, and their associates, to improve the Flambeau river.

With amendment and recommend passage of the bill when so amended.

No. 90, S.,

A bill to repeal chapter XII. of chapter 59 of the laws of 1875, entitled "an act to incorporate the city of Oconomowoc."

No. 113, S.,

A bill to amend section 5, chapter 144, of the general laws of 1872, entitled "an act for the organization of corporations for manufacturing and other purposes."

No. 144, S.,

A bill to amend section 7, chapter 67, of Revised Statutes, entitled "of cemetery associations and town cemeteries."

No. 37. A.,

A bill relating to village cemeteries.

With recommendation that they do pass.

THOMAS B. SCOTT,

*Chairman.*

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The Committee on Town and County Affairs has had under consideration

No. 149, S.,

A bill to amend section 2, of chapter 192, of the laws of 1875, entitled "an act to authorize William Dunlap to keep and maintain a ferry across Lake Pepin from the village of Stockholm, Wisconsin, to Lake City, Minnesota.

And have directed me to report the same back with the recommendation that it pass.

MARK DOUGLAS,

*Chairman.*

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The undersigned, a majority of the Committee on Town and County Affairs, to whom was referred

No. 243, S.,

A bill to organize the county of Ludington.

Would respectfully report that we have had the same under consideration, and make the following report:

That the territory from which it is proposed to form the county of Ludington is, as yet, a wilderness, in which there are few actual *bona fide* residents, not exceeding three hundred, and those residing in two or three small settlements along the line of the Wisconsin Central Railway; that of this number very few pay any taxes whatever, and altogether not one per cent of the taxes assessed.

That the actual tax-payers are almost unanimous in their opposition to this measure, assigning reasons which appear sufficient to your committee,—the principal one being that it will greatly increase the already large taxation to which they are now subjected, without any corresponding benefit.

That the multiplicity of offices which it will create and the irresponsible class of men who will attain them, in that sparsely settled region, will tend to increase the burden of taxation. That these lands have recently been burdened with the expense of buildings in Chippewa and Lincoln counties for court houses and jails; also for the construction of roads and bridges; and it would be extremely onerous and unjust at this time to impose additional burdens for similar purposes.

That the residents of this locality have a *town organization*, which

is amply sufficient for all their present wants, and under which they can make all the local improvements that just regard for the rights of the property owners should permit.

And for these reasons we are of the opinion that the bill ought to be indefinitely postponed.

MARK DOUGLAS,  
*Chairman.*

Senator Mumbroe dissenting.

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The Joint Committee on Claims have had under consideration

No. 2, S.,

A bill to appropriate to the state prison a sum of money.

No. 18, S.,

A bill to appropriate to the Industrial School for Boys a sum of money.

No. 19, S.,

A bill to appropriate for the payment of pensions of soldiers' orphans a sum of money.

And report said bills back with the recommendation that they do pass.

No. 29, S.,

A bill to appropriate to the Northern Hospital for the Insane a sum of money.

No. 17, S.,

A bill to appropriate to the Institution for the Education of the Blind a sum of money.

No. 16, S.,

A bill to appropriate to the Institute for the Education of the Deaf and Dumb a sum of money.

With amendments,

And recommend that the said bills do pass when so amended.

Jt. Res. No. 8, S.,

Relating to removing the remains of Hon. A. W. Randall to Wisconsin.

And report the same back with the recommendation that said joint resolution do pass.

D. E. WELCH,  
*Chairman.*

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The Committee on Agriculture to whom was referred

No. 26, A.,

A bill to prevent the killing or disturbing of wild pigeons while on their nesting grounds.

Respectfully report the same back without recommendation.

ALEX. A. ARNOLD,  
*Chairman.*

## REPORTS OF SELECT COMMITTEES.

The Select Committee to whom was referred

No. 74, S.,

A bill to appropriate to the Northern Hospital for the Insane, a sum of money for the purchase of an engine and boiler, and to place cast iron radiators under the north wing of said hospital.

Have in pursuance of the authority granted them by resolution of the Senate, and for the purpose therein expressed, visited the said hospital and respectfully report that from careful examination on the premises, and actual experiment made while a majority of the committee were present, they are entirely satisfied of the correctness of the representations found on pages 18 and 19, of the last annual report of the superintendent, to which portion of said report the attention of the Senate is respectfully called.

The committee are unanimous in the opinion that the proposed improvements are necessary on grounds of safety, economy and reasonable comfort of the inmates, and that to defer the appropriation to another year might, and probably would, seriously impair and cripple the usefulness of the said hospital for the purposes for which it is intended to subserve.

They therefore report the said bill back and respectfully and earnestly recommend its passage.

W. H. HINER,  
T. R. HUDD,  
H. S. SACKET,  
JAMES RYAN,  
A. FARR.

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The Select Committee to whom was referred

No. 11, S.,

A bill relating to cemetery associations.

Has had the same under consideration and report the same back with amendment, and when so amended recommend that the same do pass.

GEO. B. BURROWS,  
*Committee*

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MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has amended, and concurred in as amended,

Senate amendment to

Jt. Res. No. 23, A.,

For the appointment of a committee to investigate the accounts of the State Board of Centennial Managers.

And asks the concurrence of the Senate in the amendment as amended.

## ASSEMBLY MESSAGE CONSIDERED.

The Assembly amendment to Senate amendment to Jt. Res. No. 23, A.,

Was concurred in.

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## SENATE RESOLUTIONS CONSIDERED.

Jt. Res. No. 10, S.,

Relating to adjournment.

Senator Wing offered the following amendment :

Add the words: "*provided*, that each house may adjourn from Saturday till Monday evening, or Tuesday morning, without the consent of the other."

Senator Hudd moved to lay the amendment and resolution on the table.

Which motion was lost.

The question being on the adoption of the amendment offered by Senator Wing, it was lost.

The ayes and noes being called for, the resolution was adopted by the following vote:

Ayes—Senators Arnold, Barden, Burrows, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams.—19.

Noes—Senators Abert, Blair, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Richardson, Ryan, Wing—11.

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## BILLS READY FOR A THIRD READING.

No. 29, S.,

A bill to repeal section 1, of chapter 137, of the general laws of 1876, entitled "an act to amend section 6, of chapter 134, of the Revised Statutes, entitled 'of executions and proceedings supplementary thereto.' "

Senator Rankin moved to indefinitely postpone the bill.

The ayes and noes being called for, the bill was indefinitely postponed, by the following vote:

Ayes—Senators Abert, Davis, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Rankin, Reed, Ryan, Sacket, Scott, Tate, Torrey, Van Schaick, Welch, Williams, Wing.—20.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Farr, Hudd, Mumbrue, Richardson, Schneider, Treat.—12.

Senator Rankin moved to reconsider the vote by which the bill was indefinitely postponed and to lay that motion on the table.

The ayes and noes being demanded, the motion prevailed by the following vote:

Ayes—Senators Abert, Davis, Downs, Fifield, Flint, Grimmer,

Hathaway, Hiner, Mitchell, Rankin, Reed, Ryan, Sacket, Scott Tate, Torrey, Van Schaick, Welch, Williams—19.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Farr, Hudd, Mumbrue, Richardson, Schneider, Treat, Wing—13.

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### SENATE BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 100, S.,

A bill to appropriate to the superintendent of public property a sum of money therein named, for the use of the state.

No. 138, S.,

A bill relating to town insurance companies, and amendatory to section 10, chapter 344, general laws of 1876.

No. 139, S.,

A bill relating to the Madison Mutual Insurance Company, and amendatory of chapter 329, private and local laws of 1863, an act to incorporate the Madison Mutual Insurance company.

No. 175, S.,

A bill to amend section 6, of chapter 46, of the private and local laws of 1860, entitled "an act to promote the construction of horse railways in the city of La Crosse."

Were severally ordered engrossed, and read a third time.

The amendments to

No. 44, S.,

A bill to amend sections 9 and 5, of chapter 193, general laws of 1873, entitled "an act to change the management of the state prison, and to amend and consolidate all laws concerning the same."

No. 58, S.,

A bill to provide for the action of the commissioners of school and university lands, in certain cases.

Were adopted, and the bills were ordered engrossed and read a third time.

The amendments to

No. 43, S.,

A bill to amend chapter 111, of the Revised Statutes, entitled "of divorce."

Were adopted.

The ayes and noes being called for, the bill was ordered engrossed and read a third time by the following vote:

Ayes—Senators Arnold, Barden, Davis, Downs, Fifield, Flint, Hathaway, Hiner, Hudd, Mumbrue, Reed, Richardson, Ryan, Tate, Welch, Williams, Wing.—17.

Noes—Senators Bones, Burrows, Douglas, Grimmer, Mitchell, Rankin, Sacket, Schneider, Scott, Torrey, Treat, Van Schaick.—12.

No. 86, S.,

A bill for the preservation of fish in lakes Winnebago, Butte des Morts, Winneconne, Poygan, and little lake Butte des Morts, and



in the waters of Fox River, between little lake Butte des Morts and the mouth of Wolf river and Lake Winneconne.

Senator Torrey offered the following amendment :

Amend section 2, as follows: Strike out the words "May 1st," in the second line of the printed bill, and insert in place thereof the words "April 15th." Also, in the fifth line of the printed bill, section 2, after the word "Winneconne," insert the words "nor in Wolf river below its entrance into Lake Poygan." Also, amend section 3, by striking out all between the words "and," in the fourth line of the printed bill, and the word "three," in the seventh line, and insert in the place thereof as follows: "costs, and shall stand committed to the common jail where such offense was committed."

The amendment was adopted, and the bill, as amended, was ordered engrossed and read a third time.

No. 37, S.,

A bill in relation to the appointment of notaries public.

Senator Wing offered the following amendment to the amendment reported by the committee :

Amend section one, add after the words "notaries public," where they first occur, the words, "residents and qualified electors of the county from which they are appointed."

The amendment to the amendment was adopted ; the amendment as amended was then agreed to, and the bill was ordered engrossed and read a third time.

No. 87, S.,

A bill to provide for acquiring title to a certain tract of land adjoining the farm of the Northern Hospital for the Insane.

Senator Davis offered the following amendment to the amendment reported by the committee :

Amend by striking out the word "three" and insert the word "five."

The amendment was lost.

Senator Welch offered the following amendment to the amendment reported by the committee :

Strike out the words "three hundred," and insert the words "three hundred and fifty."

The amendment was adopted.

The amendment as amended was adopted, and the bill was ordered engrossed, and read a third time.

No. 32, S.

A bill to provide for the publication of the transactions of the Wisconsin Dairymen's Association.

No. 142, S.,

A bill relating to the publication of the transactions of the Northern Wisconsin Agricultural and Mechanical Association, and amendatory of chapter 223, laws of 1876 .

Were re-committed to the Committee on Agriculture.

No. 64, S.,

A bill to reorganize the judicial circuits of Wisconsin, and to organize the fourteenth judicial circuit.

Was re-committed to a select committee, consisting of Senator Hudd.

No. 199, S.,

A bill to appropriate to the Cadle Home, of Green Bay, five hundred dollars.

Was referred to the Committee on Claims.

No. 14, S.,

A bill to repeal chapter 214, laws of 1860, and chapter 208, laws of 1865, relating to publication of tax lists, etc., in the *Pionier am Wisconsin*.

No. 109, S.,

A bill to provide for the punishment of indecent bathing.

Were indefinitely postponed.

No. 256, S.,

A bill relating to certificates of employes of the legislature, and amendatory of section 9 of chapter 345 of the laws of Wisconsin, of 1876.

Was ordered engrossed, and on motion of Senator Hiner, the rules were suspended and the bill was read a third time and passed.

On motion of Senator Richardson, the vote by which No. 138, S., was ordered engrossed was reconsidered, and on motion of Senator Mumbrue, the bill was recommitted to a select committee, consisting of Senator Mumbrue.

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On motion of Senator Fifield,  
The Senate adjourned.

FRIDAY, FEBRUARY 9, 1877.

The Senate met,

The Lt-Gov. presiding.

Prayer by the Rev. C. H. Richards.

The roll was called and the following Senators responded to their names:

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbruc, Rankin, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams and Wing.

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Senator Hudd moved that when the Senate adjourn, it be until 7:30 o'clock Monday evening. The ayes and noes being called for, the motion prevailed by the following vote:

Ayes—Senators Abert, Arnold, Blair, Bones, Burrows, Davis, Grimmer, Hiner, Hudd, Mitchell, Mumbruc, Rankin, Reed, Sacket, Scott, Williams, Wing.—17.

Noes—Senators Barden, Douglas, Downs, Farr, Fifield, Flint, Hathaway, Richardson, Schneider, Tate, Torrey, Treat, Van Schaick, Welch.—14.

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#### REPORTS OF COMMITTEES.

The Committee on Judiciary to whom was referred

No. 83, S.,

A bill relating to the foreclosure of mortgages, and amendatory of chapter 145 of the Revised Statutes, entitled "of actions for the foreclosure of a mortgage, and the acts amendatory thereof."

No. 111, S.,

A bill to amend section 15 of chapter 133 of the Revised Statutes relating to witness fees in any justice's court or before any officer, person or board authorized to take the examination of witnesses and amendatory of section 1 of chapter 146 of the general laws of 1869, entitled "an act to amend section 15 of chapter 133 of the Revised Statutes, relating to witness fees in courts of record."

No. 160, S.,

A bill to authorize the trustees, managers and directors of the

state charitable, penal and benevolent institutions, to require their treasurer or other person having money or property of said institutions in their possession, to give bonds.

Respectfully report the same back to the Senate with amendments, and recommend the passage of each when so amended.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary, to whom was referred

No. 108, S.,

A bill to fix the time for holding the terms of the circuit court in the county of Kenosha.

No. 126, S.,

A bill relating to court commissioners, their appointment, powers and duties, and amendatory of section 94, of chapter 13, of the Revised Statutes, entitled "of counties and county officers," and the several acts amendatory thereof.

Respectfully report the same back to the Senate, and recommend that each do pass.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary, to whom was referred

No. 110, S.,

A bill relating to the apportioning of the town of Jefferson, Jefferson county, and amendatory of section 2 of chapter 12 of the laws of 1874.

Respectfully report the same back to the Senate without recommendation.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred,

No. 35, S.,

A bill relating to the village of Black River Falls, and amendatory of chapter 191, of the private and local laws of 1871.

No. 76, A.,

A bill relating to the office of county and municipal treasurers.

No. 79, S.,

A bill relating to the compensation of clerks of circuit courts.

No. 80, S.,

A bill determining the manner of settling the question of licensing the sale of intoxicating liquors, and amendatory of chapter 35, Revised Statutes.

No. 81, S.,

A bill relating to the duties of clerks of circuit courts, and amendatory of section one of chapter 191, of the general laws of

1853, entitled an "act prescribing certain duties of clerks of circuit courts, and for other purposes."

No. 85, S.,

A bill specifying where justices of the peace may hold their offices.

No. 91, S.,

A bill relating to the exemption of property from execution and amendatory of sections 23 and 31 of chapter 134 of the Revised Statutes.

No. 94, S.,

A bill to authorize the Union Lumbering Company to make, maintain and operate certain improvements in Yellow River, for log driving purposes.

No. 105, S.,

A bill relating to the assessment and collection of taxes, and issuing of tax deeds in Jackson county.

No. 125, S.,

A bill relating to assaults with intent to do great bodily harm, and to prescribe the punishment therefor.

No. 155, S.,

A bill to prevent the fraudulent issuing of jurors' and witnesses' certificates by clerks of the circuit courts.

No. 157, S.,

A bill to amend section 16, of chapter 7, of the Revised Statutes, in regard to notices of general and special elections.

No. 158, S.,

A bill relating to offenses against property.

Jt. Res. No. 9, S.,

A resolution proposing an amendment to section 5 of article I, of the constitution of the State of Wisconsin, so as to dispense with the requirement of unanimous verdicts by juries.

Respectfully report the same back to the Senate, with a recommendation that each be indefinitely postponed.

Senators Burrows and Hudd dissenting on bill No. 76, A.

L. W. BARDEN,  
*Chairman.*

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The Committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 99, S.,

A bill to amend section 1 of chapter 92 of the laws of 1876, entitled "an act for the preservation of duck and other wild fowl."

No. 100, S.,

A bill to appropriate to the Superintendent of Public Property, a sum of money therein named, for the use of the state.

No. 175, S.,

A bill to amend section 6, of chapter 46, of the private and local laws of 1860, entitled "an act to promote the construction of horse railways in the city of La Crosse."

No. 58, S.,

A bill to provide for the action of the commissioners of school and university lands, in certain cases.

No. 43, S.,

A bill to amend chapter 111, of the Revised Statutes, entitled "of divorce."

GEO. B. BURROWS,  
*Chairman.*

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The Joint Committee on Printing, to which was referred

No. 143, S.,

A bill relating to public printing, and amendatory of chapter 243, laws of 1874.

Have had the same under consideration and recommend that it be re-referred to the Committee on Agriculture, that Committee having under consideration other bills seeking the same object.

SAM. S. FIFIELD,

*Chairman Senate Committee*

S. W. PIERCE,

*Chairman Assembly Committee.*

So ordered.

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The Committee on Enrolled Bills have examined and find correctly enrolled the following bill.

No. 8, S.,

A bill relating to court commissioners for Brown county.

THOS. A. BONES,

*Chairman.*

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The Committee on Incorporations and Public Improvements, to whom was referred

No. 67, S.,

A bill to amend section 6 of chapter 165 of the laws of 1874, entitled "an act to secure the safe navigation of the Wisconsin river."

Report the same back with recommendation that it pass.

No. 63, S.,

A bill to amend section 3 of chapter 299, of the private and local laws of 1870, entitled "an act to define certain rights and duties of the Beef Slough Manufacturing, Booming, Log-driving and Transportation Company."

With recommendation that it be indefinitely postponed.

THOMAS B. SCOTT,

*Chairman.*

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The Joint Committee on Claims have had under consideration the following bills:

No. 188, S.,

A bill to appropriate a sum of money to pay for additional copies of the Legislative Manual.

And report the same back with the recommendation that the same do pass.

No. 117, S.,

A bill to appropriate to Joseph B. Treat, a sum of money therein named.

With amendments, and recommend its passage when so amended.

No. 118, S.,

A bill to appropriate to M. Griffin, a sum of money therein named.

No. 119, S.,

A bill to provide for the payment of witnesses who appeared and testified before the joint investigation committee appointed by virtue of Jt. Res. No. 25, S., of the session of 1876.

No. 120, S.,

A bill to appropriate to Elias N. White a sum of money.

No. 121, S.,

A bill to appropriate to Peter Fagg a sum of money.

No. 115, S.,

A bill to appropriate to Rufus B. Smith, a sum of money therein named.

No. 116, S.,

A bill to appropriate to William Buckley a sum of money therein named.

No. 122, S.,

A bill to appropriate to J. A. Barney a sum of money.

And report said bills back, with the recommendation that said bills be indefinitely postponed.

D. E. WELCH,  
*Chairman.*

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The Committee on Federal Relations to whom was referred

M. C., No. 3, A.,

For increased mail facilities in western portion of Oconto county,

Have had the same under consideration, and instructed me to report the same back with amendment, and recommend its passage when so amended.

R. J. FLINT,  
*Chairman.*

On motion of Senator Flint, the rules were suspended, the amendments reported by the Committee on Federal Relations were agreed to, and the memorial was read a third time and concurred in.

## EXECUTIVE COMMUNICATIONS.

STATE OF WISCONSIN, EXECUTIVE DEPARTMENT,  
MADISON, *February 8th, 1877.*

*To the Honorable, the Senate:*

In accordance with Senate resolution, No. 27, of February 8th, I herewith return bill No. 176 S., without my signature.

H. LUDINGTON,  
*Governor.*

## MESSAGE FROM THE ASSEMBLY.

By W. A. Nowell, Chief Clerk thereof:

Mr. President: I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in:

M. C. No. 2, A.,

Memorial to Congress for the extension of a mail route from the town of Stettin, in Marathon county, Wisconsin, to the town of Rib Falls, in said county.

No. 15, A.,

A bill relating to the terms of the several circuit courts of the Eleventh judicial circuit, petit juries therein, and authorizing the employment of a phonographic reporter therein, and fixing the compensation of said reporter.

No. 24, A.,

A bill to legalize the acts of Joseph Mason, a justice of the peace of the county of Grant.

No. 67, A.,

A bill to authorize J. T. Mills, late judge of the 5th judicial circuit, to retain certain books on payment therefor.

No. 104, A.,

A bill to legalize the acts of O. B. Stevens, a justice of the peace of the county of Shawano.

M. C. No. 5, A.,

Memorial to congress for the establishment of a mail route from Barron, the county seat of Barron county, Wisconsin, to the village of Sand Creek, in Dunn county, Wisconsin, via Mooney's Mills, Sylvan Springs and Sioux Creek.

No. 232, A.,

A bill to authorize the county board of supervisors of Milwaukee county to appropriate to Richard Rooney, late county treasurer, a certain sum of money.

No. 97, A.,

A bill in relation to the paving of Chesnut street, from the Milwaukee river to Fifth street in the Second ward of the city of Milwaukee.

No. 120, A.,

A bill relating to the powers and duties of fish commissioners, and amendatory of section 7, of chapter 307 of the general laws of 1876.



No. 90, A.,

A bill to amend section 12, of chapter 337, private and local laws of 1871, entitled "an act to revise, consolidate and amend the act to incorporate the city of Prescott, and the several acts amendatory thereof."

M. C. No. 1, A.,

Memorial to Congress for the extension of a mail route from the town of Berlin, in Marathon county, Wisconsin, to the town of Hamburg in said county.

No. 49, A.,

A bill relating to municipal aid in the construction of railroads, and to repeal section 3, chapter 289, of the laws of 1873.

No. 72, A.,

A bill relating to liens for labor upon logs and timber in Chippewa county and amendatory of section 1 of chapter 372, of the general laws of 1876, entitled "an act to amend section one and twelve of chapter one hundred and eighty-six of the general laws of 1861," and also to repeal chapter one hundred and sixty-one of the laws of 1874, entitled "an act to amend chapter one hundred and eighty-six of the general laws of 1861."

No. 144, A.,

A bill to amend chapter 219 of the laws of Wisconsin, approved March 9, 1876, entitled "an act to improve the north branch of the Eau Claire river, in the County of Clark."

No. 142, A.,

A bill to amend chapter 220 of the laws of Wisconsin, approved March 9, 1876, entitled "an act to improve the south branch of the Eau Claire river and its tributaries, in Clark county."

No. 71, A.,

A bill relating to justices' courts; and amendatory of section 47 of chapter 120 of the Revised Statutes.

No. 347, A.,

A bill to amend chapter 224, of the private and local laws of 1868, and the several acts amendatory thereof, being the acts revising and consolidating and the acts amending the charter of the city of Sheboygan, and to repeal chapter 111, of the laws of 1875.

Without amendment.

And has concurred in

No. 3, S.,

A bill to appropriate to the state prison a sum of money therein named to reimburse the prison for goods furnished other state institutions and to pay indebtedness incurred in making new roofs.

No. 27, S.,

A bill to amend section 1, of chapter 64, of the general laws of 1872, entitled "an act to provide for the enforcement of laws in certain cases."

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#### ASSEMBLY MESSAGE CONSIDERED.

M. C. Nos. 1, 2, 5, A., were referred to the Committee on Federal Relations.

Nos. 24, 69, 71, 104, A., were referred to the Judiciary Committee.

No. 49, A., was referred to the Railroad Committee.

Nos. 72, 90, 142, 144, A., were referred to the Committee on Incorporations.

Nos. 97, 232, A., were placed in the general file.

No. 120, A.,

Was referred to the Committee on Agriculture.

No. 15, A.

On motion of Senator Fifield,

The rules were suspended.

Senator Fifield offered the following amendments:

Amend the third line of section one, by striking therefrom the words, "fourth Tuesday in July," and inserting in lieu thereof, the words, "fourth Monday in July."

Amend the third line of section two, by striking out the word "said," at the end of said line, and inserting the word "the," in lieu thereof.

Amend the first line of section six, by striking out the word "any," between the words "of" and "party," and inserting "a" in lieu thereof.

The amendments were adopted, and the bill was read a third time and concurred in.

No. 347, A.

On motion of Senator Rankin,

The rules were suspended,

And the bill was read a third time and concurred in.

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### SENATE RESOLUTIONS CONSIDERED.

Res. No. 26, S.,

Relating to war eagles.

Senator Welch moved to indefinitely postpone the resolution, which motion prevailed.

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### SENATE BILLS READY FOR A THIRD READING.

No. 72, S.,

A bill to repeal chapter 136, laws of Wisconsin of 1874, entitled "an act for the preservation of fish in Dell creek," and all subsequent acts amendatory thereof.

No. 73, S.,

A bill to amend section 1, chapter 105, of the Revised Statutes, entitled "of the conveyance of real estate by executors and administrators in certain cases."

No. 97, S.,

A bill to submit to the people an amendment to article VII. of the constitution.

Were severally read a third time and passed.

## BILLS ON THEIR THIRD READING.

No. 26, A.,

A bill to prevent the killing or destroying of wild pigeon while on their nesting grounds.

Was ordered to a third reading.

No. 37 A.,

A bill relating to village cemeteries.

On motion of Senator Richardson, was recommitted to a select committee consisting of Senator Richardson.

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BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 2, S.,

A bill to appropriate to the state prison, a sum of money therein named.

No. 18, S.,

A bill to appropriate to the Industrial School for Boys a sum of money therein named.

No. 19, S.,

A bill to appropriate for the payment of pensions of soldiers' orphans, a sum of money therein named.

No. 90, S.,

A bill to repeal chapter XII. of chapter 59 of the laws of 1875, entitled "an act to incorporate the city of Oconomowoc."

Were severally ordered engrossed and read a third time.

The amendments to

No. 17, S.,

A bill to appropriate to the Institution for the Education of the Blind, a sum of money therein named.

No. 16, S.,

A bill to appropriate to the Institute for the Education of the Deaf and Dumb, a sum of money therein named.

No. 20, S.,

A bill to appropriate to the Northern Hospital for the Insane, a sum of money therein named, for the payment of current expenses for permanent improvements, and for miscellaneous purposes.

Were adopted, and the bills were ordered engrossed and read a third time.

No. 149, S.,

A bill to amend section 2 of chapter 192, of the laws of 1875, entitled "an act to authorize William Dunlap to keep and maintain a ferry across Lake Pepin from the village of Stockholm, Wisconsin, to Lake City, Minnesota.

Senator Mumbrue offered the following amendment:

Amend section 1, by adding to said section the following proviso:

"*Provided*, that this act shall in no way affect or prejudice the

rights of any party or parties which may have been acquired in or to this charter by purchase or otherwise."

The amendment was adopted, and the bill was ordered engrossed and read a third time.

No. 11, S.,

A bill relating to cemetery associations.

Was on motion of Senator Burrows, recommitted to a select committee, consisting of Senator Burrows.

No. 30, S.,

A bill to amend section 16 of chapter 130 of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

Was on motion of Senator Scott, recommitted to a select committee, consisting of Senator Scott.

No. 144, S.,

A bill to amend section 7 chapter 67, of Revised Statutes, entitled "of cemetery associations and town cemeteries."

Was on motion of Senator Richardson, recommitted to a select committee, consisting of Senator Richardson.

No. 113, S.,

A bill to amend section 5 chapter 144, of the general laws of 1872, entitled "an act for the organization of corporations for manufacturing and other purposes."

Was recommitted to the Judiciary Committee.

No. 74, S.,

A bill to appropriate to the Northern Hospital for the Insane, a sum of money for the purchase of an engine and boiler, and to place cast iron radiators under the north wing of said hospital.

Was recommitted to the Committee on Claims.

Further consideration of

Jt. Res. No. 8, S.,

Relating to removing the remains of Hon. A. W. Randall to Wisconsin.

Was, on motion of Senator Barden, postponed until Thursday next.

Further consideration of

No. 61, S.,

A bill authorizing Chauncy Lamb, Fred Weyerhaeuser, W. J. Young, Henry Hewitt, Chas. Burnham, and their associates, to improve the Flambeau river.

No. 243, S.,

A bill to organize the county of Ludington.

Was postponed until Tuesday next.

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On motion of Senator Schneider,  
The Senate adjourned.

MONDAY, FEBRUARY 12, 1877.

7:30 P. M.

The Senate met,

The Lieutenant-Governor presiding.

The roll was called and the following Senators responded to their names:

Senators Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mumbrue, Rankin, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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MEMORIALS PRESENTED AND REFERRED.

By Senator Ryan :

Mem. No. 53, S.,

Remonstrance of Geo. H. Myers, A. L. Collins and others against the passage of No. 64, S., and petition for the erection of a new circuit.

To Committee on Judiciary.

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RESOLUTIONS INTRODUCED.

By Senator Welch :

Jt. Res. No. 11, S.,

Relating to the coinage of silver.

*Resolved by the Senate, the Assembly concurring,* That the Senators and Representatives of the State of Wisconsin congress are requested to use all proper endeavors to secure the repeal of the law known as the act demonetizing silver and to secure such laws as may be necessary to establish the coinage of the old standard silver dollar and to make it legal tender for all debts, public and private.

The resolution lies over.

By Senator Barden :

Res. No. 28, S.,

*Resolved,* That the justices of the Supreme Court of the state of

Wisconsin be and are hereby respectfully requested to report to the Senate of said state, at the earliest convenience of said justices :

1st. Their appointments of revisers of the statutes, under and by virtue of chapter 203, laws of 1875.

2d. The action of said justices under and by virtue of section 1, chapter 317 of the laws of 1876.

3d. Whether said revisers have reported monthly to said justices the progress made by them during the preceding month, and the amount of time devoted by each of said revisers to the work of revision during such month, with the items of such reports, and the manner in which the same have been made, if such report or reports have been made; whether oral or in writing; and whether by each of said revisers, or by them as a body.

4th. Whether when the revisors were appointed, it was not distinctly understood between said justices and the appointees that said revision should be completed in one year.

5th. Whether the said justices are of the opinion that the progress made by said revisors, or the time devoted by said revisors or either of them to said revision during any and every month since said chapter 317 became a law, has been such as to carry out the letter and spirit of said chapter 317, and whether under and by virtue of section 3 of said chapter 317 said justices have or ought to have declared the office of either said revisor vacant.

The resolution lies over.

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### REPORTS OF COMMITTEES.

The Committee on Town and County Affairs has had under consideration

No. 227, S.,

A bill relating to and amendatory of chapter 129, of the general laws of 1869, entitled "an act to fix the compensation of the county board of supervisors of the county of Racine."

No. 184, S.,

A bill to amend an act entitled "an act to organize a union school district in village and town of Monroe, in the county of Green."

Respectfully report the same back to the Senate and recommend that each do pass.

MARK DOUGLAS,  
*Chairman.*

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The Committee on Enrolled Bills have examined and find correctly enrolled the following bills:

No. 27, S.,

A bill to amend section 1, of chapter 64, of the general laws of 1872, entitled "an act to provide for the enforcement of laws in certain cases."

No. 3, S.,

A bill to appropriate to the state prison a sum of money therein named, to re-imburse the prison for goods furnished other state institutions and to pay indebtedness incurred in making new roofs.

THOS. A. BONES,

*Chairman.*

---

The Committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 90, S.,

A bill to repeal chapter XII, of chapter 59, of the laws of 1875, entitled "an act to incorporate the city of Oconomowoc."

No. 37, S.,

A bill in relation to the appointments of notaries public, and amendatory of chapter 12 of the Revised Statutes, entitled "of notaries public."

No. 19, S.,

A bill to appropriate a sum of money therein named, for the payment of pensions of soldiers' orphans, as provided in chapter 72, of the laws of 1874.

No. 17, S.,

A bill to appropriate to the Institution for the Education of the Blind a sum of money therein named for the payment of current expenses, for permanent improvements and for miscellaneous purposes.

No. 44, S.,

A bill to amend sections 5 and 9 of chapter 193, general laws of 1873, entitled "an act to change the management of the state prison, and to amend and consolidate all laws concerning the same."

No. 16, S.,

A bill to appropriate to the Institute for the Education of the Deaf and Dumb a sum of money therein named, for the payment of current expenses, for permanent improvements and for miscellaneous purposes.

No. 51, S.,

A bill to authorize the city of Janesville to issue bonds to provide and pay for engine houses in said city.

No. 18, S.,

A bill to appropriate to the Industrial School for Boys, a sum of money therein named, for the payment of current expenses, for building correction house, for other permanent improvements and to pay deficiency.

No. 149, S.,

A bill to amend section 2, of chapter 192, of the laws of 1875, entitled "an act to authorize William Dunlap to keep and maintain a ferry across Lake Pepin from the village of Stockholm, Wisconsin, to Lake City, Minnesota."

No. 20, S.,

A bill to appropriate to the Northern Hospital for the Insane, a

sum of money therein named, for the payment of current expenses for permanent improvements, and for miscellaneous purposes.

No. 139, S.,

A bill relating to the Madison Mutual Insurance Company, and amendatory of chapter 329, private and local laws of 1863.

GEO. B. BURROWS,

*Chairman.*

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### BILLS READY FOR A THIRD READING.

No. 175, S.,

A bill to amend section 6, of chapter 46, of the private and local laws of 1860, entitled "an act to promote the construction of horse railways in the city of La Crosse."

Was read a third time and passed.

No. 43, S.,

A bill to amend chapter 111, of the Revised Statutes, entitled "of divorce."

Was read a third time and passed by the following vote:

Ayes—Senators Barden, Blair, Davis, Downs, Farr, Fifield, Flint, Hathaway, Hiner, Mumbrue, Reed, Richardson, Ryan, Schneider, Tate, Welch, Williams, Wing—18.

Noes—Senators Bones, Burrows, Cavanagh, Douglas, Grimmer, Rankin, Sacket, Scott, Torrey, Treat, Van Schaick—11.

No. 100, S.,

A bill to appropriate to the Superintendent of Public Property, a sum of money therein named, for the use of the state.

Was read a third time, and passed by the following vote:

Ayes—Senators Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mumbrue, Rankin, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Treat Van Schaick, Welch, Williams, Wing.—29.

No. 26, A.,

A bill to prevent the killing or destroying of wild pigeon while on their nesting grounds.

Was read a third time and concurred in.

No. 58, S.,

A bill to provide for the action of the commissioners of school and university lands in certain cases.

Was recommitted to the Committee on Education.

No. 99, S.,

A bill to amend section 1 of chapter 92 of the laws of 1876, entitled "an act for the preservation of duck and other wild fowl."

Was, on motion of Senator Richardson, recommitted to a select committee consisting of Senators Reed and Richardson.

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### BILLS ON THEIR THIRD READING.

No 97, A.,

A bill in relation to the paving of Chestnut street, from the Mil-



waukee river to Fifth street in the Second ward of the city of Milwaukee.

No. 232, A.,

A bill to authorize the county board of supervisors of Milwaukee county to appropriate to Richard Rooney, late county treasurer, a certain sum of money.

Were ordered to a third reading.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 67, S.,

A bill to amend section 6, of chapter 165 of the laws of 1874, entitled "an act to secure the safe navigation of the Wisconsin river."

No. 108, S.,

A bill to fix the time for holding the terms of the circuit court in the county of Kenosha.

No. 110, S.,

A bill relating to the apportioning of the town of Jefferson, Jefferson county, and amendatory of section 2 of chapter 12 of the laws of 1874.

No. 126, S.,

A bill relating to court commissioners, their appointment, powers and duties, and amendatory of section 94, of chapter 13, of the Revised Statutes, entitled "of counties and county officers," and the several acts amendatory thereof.

No. 188, S.,

A bill to appropriate a sum of money to pay for additional copies of the legislative manual.

Were severally ordered engrossed and read a third time.

The amendments to

No. 111, S.,

A bill to amend section 15, of chapter 133, of the Revised Statutes, relating to witness fees in any justice's court or before any officer, persons or board authorized to take the examination of witnesses, and amendatory of section 1, of chapter 146, of the general laws of 1869, entitled, "an act to amend section 15, of chapter 133, of the Revised Statutes, relating to witness fees in courts of record."

No. 117, S.,

A bill to appropriate to Joseph B. Treat and others a sum of money therein named.

No. 160, S.,

A bill to authorize the trustees, managers and directors of the state charitable, penal and benevolent institutions, to require their treasurer or other person having money or property of said institutions in their possession, to give bonds.

Were adopted and the bills were severally ordered engrossed and read a third time.

No. 125, S.,

A bill relating to assaults with intent to do great bodily harm, and to prescribe the punishment therefor.

The question being on the recommendation to indefinitely postpone the bill, the ayes and noes being demanded, the Senate refused to indefinitely postpone the bills by the following vote:

Ayes—Senators Barden, Bones, Burrows, Davis, Farr, Flint, Grimmer, Hathaway, Rankin, Ryan, Schneider, Van Schaick, Welch.—13.

Noes—Senators Cavanagh, Douglas, Downs, Fifield, Hiner, Mumbrue, Reed, Richardson, Scott, Tate, Torrey, Treat, Williams, Wing.—14.

The bill was then ordered engrossed and read a third time by the following vote:

Ayes—Senators Blair, Cavanagh, Douglas, Downs, Fifield, Hiner, Mumbrue, Richardson, Scott, Tate, Torrey, Treat, Williams, Wing.—14.

Noes—Senators Barden, Bones, Burrows, Davis, Farr, Flint, Grimmer, Hathaway, Rankin, Ryan, Schneider, Van Schaick, Welch.—13.

No. 81, S.,

A bill relating to the duties of clerks of circuit courts, and amendatory of section one of chapter 191, of the general laws of 1853, entitled "an act prescribing certain duties of clerks of circuit courts, and for other purposes."

No. 85, S.,

A bill specifying where justices of the peace may hold their offices.

No. 91, S.,

A bill relating to the exemption of property from execution and amendatory of sections 23 and 31 of chapter 134 of the Revised Statutes.

No. 115, S.,

A bill to appropriate to Rufus B. Smith, a sum of money therein named.

No. 116, S.,

A bill to appropriate to William Buckley a sum of money therein named.

No. 118, S.,

A bill to appropriate to M. Griffin, a sum of money therein named.

No. 119, S.,

A bill to provide for the payment of witnesses who appeared and testified before the joint investigation committee appointed by virtue of Jt. Res. No. 25, S., of the session of 1876.

No. 120, S.,

A bill to appropriate to Elias N. White a sum of money.

No. 122, S.,

A bill to appropriate to J. A. Barney a sum of money.

No. 158, S.,

A bill relating to offenses against property.

Were indefinitely postponed.

No. 121, S.,

A bill to appropriate to Peter Fagg a sum of money.

Was recommitted to a select committee, consisting of Senator Davis.

No. 157, S.,

A bill to amend section 16, of chapter 7, of the Revised Statutes, in regard to notices of general and special elections.

Was, on motion of Senator Ryan, re-comitted to the committee on printing.

No. 155, S.,

A bill to prevent the fraudulent issuing of jurors' and witnesses' certificates by clerks of the circuit courts.

Was, on motion of Senator Wing, referred to a select committee, consisting of Senator Hiner.

No. 105, S.,

A bill relating to the assessment and collection of taxes, and issuing of tax deeds in Jackson county.

Was recommitted to a select committee, consisting of Senator Scott.

No. 94, S.,

A bill to authorize the Union Lumbering Company to make, maintain and operate certain improvements in Yellow River, for log driving purposes.

Was, on motion of Senator Scott, recommitted to the Judiciary Committee.

No. 79, S.,

A bill relating to the compensation of clerks of circuit courts.

Was recommitted to a Select Committee, consisting of Senator Wing.

No. 35, S.,

A bill relating to the village of Black River Falls, and amendatory of chapter 191, of the private and local laws of 1871.

Was recommitted to a Select Committee, consisting of Senator Douglas.

No. 63, S.,

A bill to amend section 3 of chapter 299, of the private and local laws of 1870, entitled "an act to define certain rights and duties of the Beef Slough Manufacturing, Booming, Log-driving and Transportation Company."

Was recommitted to a select committee consisting of Senator Farr.

Jt. Res. No. 9, S.,

A resolution proposing an amendment to section 5 of article I., of the constitution of the State of Wisconsin, so as to dispense with the requirement of unanimous verdicts by juries.

Was recommitted to a select committee consisting of Senator Flint.

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## REPORTS OF SELECT COMMITTEES.

The Select Committee to whom was referred

No. 121, S.,

A bill to appropriate to Peter Fagg a sum of money therein named.

Report the same back with amendment, and recommend its passage when so amended.

R. E. DAVIS,  
*Committee.*

On motion of Senator Davis the rules were suspended, the amendment was adopted, and the title was amended so as to read as follows :

A bill to appropriate to the trustees of the state library a sum of money to pay for catalogue and other purposes.

The bill was referred to the Committee on Claims.

On motion of Senator Richardson, No. 58, S., was recalled from the Committee on Education and re-committed to the Committee on Claims.

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On motion of Senator Tate,  
The Senate adjourned.

TUESDAY, FEBRUARY 13, 1877.

The Senate met,

The Lt-Governor in the chair.

Prayer by the Rev. H. A. Winter.

The roll was called and the following Senators responded to their names:

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mumbrue, Rankin, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams and Wing.

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#### MEMORIALS PRESENTED AND REFERRED.

By Senator Welch:

Mem. No. 54, S.,

Of 150 citizens of Juneau county, for the passage of Senate bill No. 152.

To Committee on Town and County Affairs.

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#### REPORTS OF COMMITTEES.

The Committee on Town and County Affairs has had under consideration

No. 209, S.,

A bill to amend chapter 259 of the laws of 1875, entitled "of counties and county officers."

No. 33, S.,

A bill relating to town officers.

Respectfully report the same back to the Senate,

With the recommendation that each be indefinitely postponed.

MARK DOUGLAS,

Chairman.

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The undersigned, a minority of the committee to whom was referred

No. 243, S.,

A bill to organize the county of Ludington.

Would respectfully report

That I am led to believe that the conclusions of said committee are not justified by any evidence submitted, at any meeting of said committee.

1st. I believe that the building of the Central railroad is now opening up to settlement, a large portion of territory; and I am led to believe from facts which have come to my knowledge, that several thriving villages may now be found within the limits of the proposed county, with an actual population of upwards of five hundred, and which bear a promise of rapid increase.

2d. That no evidence has been submitted to said committee by which the committee could determine the per centage of actual amount of taxes paid by persons petitioning for the organization of said county; but the undersigned regards the conclusion in that respect immaterial.

Further, the undersigned dissents from the next conclusion, that the actual tax payers are almost unanimous in their opposition to this bill. I would especially dissent from this conclusion for the simple reason that no evidence relating thereto has been presented to said committee at any meeting thereof. But on the contrary I am led to believe that the owners of property in the vicinity of the Central railroad would much rather the taxes upon their lands should be expended for the benefit of that section of the state, than to have it all expended for the benefit of Chippewa Falls, one hundred miles away.

Further, I dissent from the next conclusion which seems to be considered the most important by the majority of the committee—the increase of taxation. Now, I am led to an entirely different conclusion, and I think the facts presented to the committee justify me in saying that this legislation is actually necessary as a measure of protection from the wholesale robbery in the shape of taxation in Chippewa county, and I have only to refer to the tax of last year, amounting to \$242,945.17 in the county, of which \$75,000 were levied for county purposes. Now the minority of this committee firmly believes that amendments to said bill might have been made by your committee, in the shape of limitations upon the amount of taxes to be raised for local improvements in the proposed county, and thereby the bill have been made a measure of protection against the villainous system of taxation that seems so popular in the southern portion of Chippewa county.

The further conclusion of the majority, in regard to expense of building a court house and a jail, I also dissent from, for the reason that this bill provides for attaching the proposed county to the county of Taylor, for judicial purposes, thereby relieving the county of Ludington of the necessity of incurring expense in that regard.

Further, I dissent from the conclusions of the majority, because I believe there is no identity of interest in the section of Chippewa county lying near Chippewa Falls and that lying along the

Central railroad, because of the intervening wilderness, almost one hundred miles in extent; and no reason can possibly exist for opposition in that part of the county, except the loss to them of taxable property; for the friends of this bill have offered to submit to limitations that would reduce taxation for county purposes to one-half what it now is, and thus afford an ample protection to all property owners.

For these reasons, the undersigned recommends that the bill be re-committed to this committee, to be perfected in accordance with the foregoing suggestions.

H. C. MUMBRUE.

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The Committee on State Affairs to whom was referred  
No. 250, S.,

A bill to promote egress from theaters and other public buildings.

Have had the same under consideration and instructed me to report the same back with the recommendation that it do pass.

O. C. HATHAWAY,  
*Chairman.*

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The Committee on State Affairs to whom was referred  
No. 212, S.,

A bill to authorize the secretary of state to audit certain necessary expenses of the late treasury agent.

Have had the same under consideration and instructed me to report it back with the recommendation that it be referred to the Committee on Claims.

O. C. HATHAWAY,  
*Chairman.*

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So ordered.

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The Committee on Roads and Bridges to whom was referred  
No. 146, S.,

A bill to provide for the discontinuance of portions of the state road, from Black River Falls, in Jackson county, to the city of La Crosse, in La Crosse county.

No. 129, S.,

A bill to authorize the town of Ahnapee to build and maintain a bridge across Ahnapee river.

Have had the same under consideration and instructed me to report the same back with recommendation that they do pass.

No. 132, S.,

A bill to lay out and establish a state road, from the town of Hancock, Waushara county, to the town of Strong's Prairie in Adams county.

Has had the same under consideration and instructed me to re-

port it back with amendment, and the recommendation that it do pass when so amended.

GEO. GRIMMER,  
*Chairman.*

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The Committee on Federal Relations to whom was referred

M. C. No. 3, S.,

For right of way, and a grant of land for railroad purposes, to aid in building a road through northern Wisconsin.

M. C. No. 4, S.,

For an appropriation to aid in the survey of the St. Croix river, Wisconsin.

Report the same back with the recommendation that they do pass.

M. C. No. 1, A.,

For the extension of a mail route from the town of Berlin, in Marathon county, Wisconsin, to the town of Hamburg, in said county.

M. C. No. 2, A.,

For the extension of a mail route from the town of Stettin, in Marathon county, Wisconsin, to the town of Rib Falls in said county.

M. C. No. 5, A.,

For the establishment of a mail route from Barron, the county seat of Barron county, Wisconsin, to the village of Sand Creek, in Dunn county, Wisconsin, via Mooney's Mills, Sylvan Springs and Sioux Creek.

Report the same back with the recommendation that they be concurred in.

R. J. FLINT,  
*Chairman.*

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### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed and asks the concurrence of the Senate in

No. 3, A.,

A bill to amend an act to incorporate the Chamber of Commerce of the city of Milwaukee, approved February 29, 1868.

No. 94, A.,

A bill relating to, and amendatory of section 2, of chapter 323, of the general laws of 1875, entitled "an act to authorize the establishment of, and aid in, the maintenance of free schools."

No. 91, A.,

A bill for an act to amend chapter 67, of the laws of Wisconsin, of the year 1876, entitled "an act to authorize the taking of fish in the public waters of the state, for the purpose of artificial propagation."



No. 61, A.,

A bill relating to fire departments, and amendatory of chapter 126, general laws of 1870.

No. 52, A.,

A bill amendatory of and supplementary to the charter of the city of Milwaukee.

No. 55, A.,

A bill relating to fences, and amendatory of section 1, of chapter 17, of the Revised Statutes for the year 1858, an act entitled "of fences and fence viewers, of pounds and the impounding of cattle."

No. 86, A.,

A bill relating to fees of jurors, and to amend chapter 280, of the general laws of 1874.

No. 59, A.,

A bill relating to witness fees in courts of record, and amendatory of chapter 146, of laws of 1869.

No. 382, A.,

A bill to incorporate the city of Darlington.

No. 133, A.,

A bill to regulate the holding of the circuit court in Portage county.

No. 434, A.,

A bill to amend section 2 of chapter 222, general laws of 1874, entitled "an act to amend and revise the charter of the city of Wausau."

And has concurred in Senate amendments to

No. 15, A.,

A bill relating to the terms of the several circuit courts of the Eleventh judicial circuit, petit juries therein, and authorizing the employment of a phonographic reporter therein, and fixing the compensation of said reporter.

And has adopted and asks the concurrence in

Jt. Res. No. 28, A.,

Relating to stereotyping plates of Geological Survey Report.

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#### ASSEMBLY MESSAGE CONSIDERED.

No. 434 A., was referred to the Committee on Incorporations.

Nos. 91 and 61,

Were referred to the Committee on State Affairs.

Nos. 86, 133 and 59, A.,

Were referred to the Judiciary Committee.

No. 94, A.,

Was referred to the Committee on Education.

No. 55, A.,

Was referred to the Committee on Agriculture.

Jt. Res. No. 28. A.,

Was laid aside until to-morrow.

Senator Treat moved that all rules interfering with the present consideration of

No. 382, A.,

Be suspended, which motion prevailed, and the bill was read a third time and concurred in.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 11, S.,

Relating to the coinage of silver.

Was on motion of Senator Rankin, referred to the Committee on Finance, Banks and Insurance.

No. 28, S.,

Relating to the Revising Board.

Senator Rankin offered the following amendment: Amend by striking out the words "ought to have" in the fifth sub-division.

The amendment was lost.

Senator Wing offered the following amendment: strike out the words "have or ought to have declared" where they occur in the fifth sub-division, and insert the words "should not declare."

The amendment was lost.

Senator Wing offered the following amendment: strike out all after the words "317" in the fifth line of the fifth clause, as printed, and insert "and what action, if any, on the part of the legislature or the Supreme Court, is necessary or advisable in order to carry out the objects of said chapter."

The amendment was agreed to and the resolution as amended was adopted.

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### BILLS READY FOR A THIRD READING.

No. 97, A.,

A bill in relation to the paving of Chestnut street, from the Milwaukee river to Fifth street, in the Second ward of the city of Milwaukee.

No. 232, A.,

A bill to authorize the county board of supervisors of Milwaukee county to appropriate to Richard Rooney, late county treasurer, a certain sum of money.

Were read a third time and concurred in.

No. 37, S.,

A bill in relation to the appointments of notaries public, and amendatory of chapter 12 of the Revised Statutes, entitled "of notaries public."

No. 51, S.,

A bill to authorize the city of Janesville to issue bonds to provide and pay for engine houses in said city.

No. 90, S.,

A bill to repeal chapter XI. of chapter 59 of the laws of 1875, entitled "an act to incorporate the city of Oconomowoc."

No. 139, S.,

A bill relating to the Madison Mutual Insurance Company and amendatory of chapter 329, private and local laws of 1863.

No. 149, S.,

A bill to amend section 2 of chapter 192, of the laws of 1875, entitled "an act to authorize William Dunlap to keep and maintain a ferry across Lake Pepin from the village of Stockholm, Wisconsin, to Lake City, Minnesota.

Were severally read a third time and passed.

No. 16, S.,

A bill to appropriate to the Institute for the Education of the Deaf and Dumb a sum of money therein named, for the payment of current expenses, for permanent improvements and for miscellaneous purposes.

No. 17, S.,

A bill to appropriate to the Institution for the Education of the Blind, a sum of money therein named, for the payment of current expenses, for permanent improvements and for miscellaneous purposes.

No. 18, S.,

A bill to appropriate to the Industrial School for Boys, a sum of money therein named, for the payment of current expenses, building correction house, for other permanent improvements, and to pay deficiency.

No. 19, S.,

A bill to appropriate a sum of money therein named, for the payment of pensions of soldiers' orphans, as provided in chapter 72, of the laws of 1874.

No 20, S.,

A bill to appropriate to the Northern Hospital for the Insane, a sum of money therein named, for the payment of current expenses for permanent improvements, and for miscellaneous purposes.

Were severally read a third time and passed by the following vote :

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mumbrue, Rankin, Reed, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.  
—28.

No. 44, S.,

A bill to amend section 5 and 9 of chapter 193, general laws of 1873, entitled "an act to change the management of the state prison, and to amend and consolidate all laws concerning the same."

Senator Barden moved to recommit the bill to the Committee on Claims, which motion was lost and the bill was read a third time and passed.

## BILLS ON THEIR THIRD READING.

No. 76, A.,

A bill relating to the office of county and municipal treasurers.

Senator Burrows moved to postpone further consideration of the bill until to-morrow, which motion was lost and the bill was indefinitely postponed by the following vote:

Ayes—Senators Barden, Bones, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Hiner, Rankin, Reed, Richardson, Ryan, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing—21.

Noes—Senators Abert, Arnold, Blair, Burrows, Grimmer, Hathaway, Mumbrue, Sacket, Schneider, Scott—10.

Senator Tate moved to reconsider the vote by which the bill was indefinitely postponed or reconsidered, and to lay that motion on the table, which motion prevailed.

## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 184, S.,

A bill to amend an act entitled "an act to organize a union school district in the village and town of Monroe, in the county of Green."

No. 254, S.,

A bill for the relief of Sarah Jane Tarr, and to appropriate to her a certain sum of money therein named.

Were ordered engrossed and read a third time.

The amendments to

No. 83, S.,

A bill relating to the foreclosure of mortgages, and amendatory of chapter 145 of the Revised Statutes, entitled "of actions for the foreclosure of a mortgage, and the acts amendatory thereof."

Were adopted, and on motion of Senator Wing, the bill, as amended, was ordered printed.

No. 227, S.,

A bill relating to and amendatory of chapter 129, of the general laws of 1869, entitled "an act to fix the compensation of the members of the county board of supervisors of the county of Racine."

Was on motion of Senator Bones,

Recommitted to the Committee on Judiciary.

No. 243, S.,

A bill for the division of the counties of Chippewa and Lincoln, and the erection of the county of Ludington.

Senator Ryan moved to recommit the bill to the Committee on Town and County Affairs.

Which motion was lost.

And on motion of Senator Mumbrue,

14—s J

Further consideration of the bill was postponed until to-morrow.

No. 61, S.,

A bill authorizing Chauncy Lamb, Fred Weyerhæuser, W. J. Young, Henry Hewitt, Chas. Burnham, and their associates, to improve the Flambeau river.

Was recommitted to the Committee on Incorporations.

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On motion of Senator Wing,  
The Senate adjourned.

WEDNESDAY, FEBRUARY 14, 1877.

The Senate met,

The Lieut.-Governor in the chair.

Prayer by Rev. H. A. Winter.

The roll was called and the following Senators responded to their names :

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mumbroe, Rankin, Reed, Richardson, Ryan, Sackett, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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#### REPORTS OF COMMITTEES.

The Committee on Claims had under consideration

No. 74, S.,

A bill to appropriate to the Northern Hospital for the Insane, a sum of money.

And report said bill back with the recommendation that same do pass.

D. E. WELCH,  
*Chairman.*

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The Committee on Town and County Affairs has had under consideration

No. 167, S.,

A bill relating to town and town officers, and amendatory of section 87, of chapter 15, of Revised Statutes.

No. 210, S.,

A bill concerning town boards of review.

No. 36, S.,

A bill to amend sections 5, 6 and 8, of chapter 153, of the laws.

of 1876, relating to the corporation of fire departments in incorporated villages.

No. 187, S.,

A bill to amend section 5, of chapter 14, of the Revised Statutes, entitled "of resignations, vacancies and removals, and of supplying vacancies."

Respectfully report the same back to the Senate and recommend that each do pass.

MARK DOUGLAS,  
*Chairman.*

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The Committee on Engrossed Bills have examined and find correctly engrossed, the following bills :

No. 86, S.,

A bill for the preservation of fish in lakes Winnebago, Butte des Morts, Winneconne, Poygan, and Little Lake Buttes des Morts, and the waters of Fox river between Little Lake Butte des Morts and the mouth of Wolf river and lake Winneconne.

No. 2, S.,

A bill to appropriate to the state prison a sum of money therein named, for current expenses and general repairs.

No. 108, S.,

A bill to fix the times for holding the terms of the circuit court in the county of Kenosha.

No. 125 S.,

A bill relating to assaults with intent to do great bodily harm, and to prescribe the punishment therefor.

No. 184, S.,

A bill to amend an act entitled "an act to organize a union school district in the village and town of Monroe, in the county of Green."

No. 67, S.,

A bill to amend section 6, of chapter 165, of the laws of Wisconsin of 1874, entitled "an act to secure the safe navigation of the Wisconsin river."

No. 87, S.,

A bill to provide for acquiring title to a certain tract of land adjoining Northern Hospital for the Insane.

No. 117, S.,

A bill to appropriate to Joseph B. Treat, and others, sums of money therein named.

No. 188, S.,

A bill to appropriate a sum of money therein named, to pay for additional copies of the Legislative Manual for 1877.

No. 126, S.,

A bill relating to court commissioners, their appointment, powers and duties, and amendatory of section 94, of chapter 13, of the Revised Statutes, entitled "of counties and county officers," and the several acts amendatory thereof.

No. 254, S.,

A bill for the relief of Sarah Jane Tarr, and to appropriate to her a certain sum of money therein named.

No. 160, S.,

A bill to authorize the trustees, managers and directors of the state charitable, penal and benevolent institutions, to require their treasurer or other person having money or property of said institutions in their possession, to give bonds.

No. 110, S.,

A bill relating to apportioning the bonded indebtedness of the town of Jefferson, Jefferson county, and amendatory of section 2 of chapter 12, laws of 1874.

No. 111, S.,

A bill to amend section 15, of chapter 133, of the Revised Statutes, relating to witness fees in any justice's court or before any officer, persons or board authorized to take the examination of witnesses, and to amend section 1, of chapter 146, of the general laws of 1869, entitled, "an act to amend section 15, of chapter 133, of the Revised Statutes, relating to witness fees in courts of record."

GEO. B. BURROWS,  
*Chairman.*

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The Committee on Judiciary, to whom was referred

No. 24, A.,

A bill to legalize the acts of Joseph Mason, a justice of the peace of the county of Grant.

No. 71, A.,

A bill relating to justice's court, and amendatory of section 47, chapter 120, of the Revised Statutes.

No. 67, A.,

A bill to authorize J. T. Mills, late judge of the fifth judicial circuit, to retain certain books on payment therefor.

No. 104, A.,

A bill to legalize the acts of O. B. Stevens, a justice of the peace of the county of Shawano.

No. 133, A.,

A bill to regulate times of holding the circuit court in Portage county.

No. 238, S.,

A bill to authorize the state treasurer to retain certain moneys belonging to Taylor county, and to pay the same over to the county of Lincoln.

Respectfully report the same back to the Senate, and recommend that each of the Assembly bills be respectively concurred in, and that the Senate bill do pass.

L. W. BARDEN,  
*Chairman.*

On motion of Senator Mumbrue,  
The rules were suspended, and



No. 133, A.,

A bill to regulate the times of holding court in Portage county,  
Was read a third time and concurred in.

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The Committee on Judiciary to whom was referred

No. 163, S.,

A bill to revise and amend the charter of the village of Wauke-  
sha.

Respectfully report that they have had the same under consid-  
eration, and report the same back to the Senate, and ask that the  
same be referred to the Senator from the 10th Senate district.

L. W. BARDEN,

*Chairman.*

So ordered.

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The Committee on Judiciary to whom was referred

No. 233, S.,

A bill to repeal chapter 341 of the general laws of 1876, entitled  
“an act to establish the salaries of the state officers.”

Respectfully report the same back to the Senate with a recom-  
mendation that it be indefinitely postponed.

L. W. BARDEN,

*Chairman.*

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The Committee on Judiciary to whom was referred

No. 206, S.,

A bill authorizing and requiring the farm mortgage land com-  
missioners appointed under chapter 446 of the private and local  
laws of 1868, to extend the benefit of said act to certain other par-  
equitably entitled thereto.

No. 236, S.,

A bill providing for the election by the people of a railroad com-  
missioner.

Respectfully report the same back to the Senate, and recommend  
that each do pass.

L. W. BARDEN,

*Chairman.*

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The Committee on Judiciary to whom was referred

No. 232, S.,

A bill to repeal chapter 97 of the general laws of 1870, relating  
to the exemption of certain property from execution.

Respectfully report the same back to the Senate and recommend  
that it be referred to the Joint Committee on Printing.

L. W. BARDEN,

*Chairman.*

So ordered.

The Committee on Judiciary to whom was referred

Jt. Res. No. 5, S.,

Ratifying and agreeing to Joint Resolution No. 7, adopted by the legislature of 1876, proposing an amendment to section 2, article VIII., of the constitution of this state.

Respectfully report that they have had the same under consideration and report the same back to the Senate without recommendation.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 159, S.,

A bill to provide for the competency of married women as witnesses.

Respectfully report the same back to the Senate with an amendment, and recommend its passage when so amended.

L. W. BARDEN,  
*Chairman.*

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The Committee on Legislative Expenditures to whom was referred

No. 246, S.,

A bill providing stationery and postage stamps for clerks and employees of the legislature.

Respectfully report the same back with amendments, and recommend its passage when so amended.

ALEX. A. ARNOLD,  
*Chairman.*

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The bill and pending amendments were referred to the Committee on Claims.

The Committee on State Affairs to whom was referred

No. 226, S.,

A bill to authorize the officers of agricultural and horticultural societies of town, village and other societies to charge and collect fees for license, in certain cases.

No. 52, S.,

A bill to provide for the protection of game in the county of Burnett.

Have had the same under consideration, and instruct me to report the same back with recommendation that they be indefinitely postponed.

O. C. HATHAWAY,  
*Chairman.*

The Committee on State Affairs to whom was referred

No. 91, A.,

A bill to amend chapter 67 of the laws of Wisconsin for the year 1876, entitled "an act to authorize the taking of fish in the public waters of the state, for the purpose of artificial propagation."

Have had the same under consideration, and instruct me to report the same back with recommendation that it be concurred in.

O. C. HATHAWAY,

*Chairman.*

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The Committee on State Affairs, to whom was referred

No. 106, S.,

To regulate the use of the great seal, and to establish a lesser seal.

Have had the same under consideration, and instruct me to report the same back with recommendation that it do pass.

O. C. HATHAWAY,

*Chairman.*

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The Committee on State Affairs, to whom was referred

Jt. Res. No. 4, S.,

Providing for biennial sessions of the legislature.

Have had the same under consideration, and instruct me to report the same back with recommendation that it be referred to the Committee on Judiciary.

O. C. HATHAWAY,

*Chairman.*

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So ordered.

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The Joint Committee on Charitable and Penal Institutions, to whom was referred

No. 50, S.,

A bill to secure a fund for the erection and maintenance of an inebriate asylum.

Have had the same under consideration, and instructed me to report it back, and recommend that it be indefinitely postponed.

No. 133, S.,

A bill to amend section 2 of chapter 71, general laws of 1858, entitled "an act for the keeping of insane persons."

Report the same back with substitute, and recommend the adoption of the substitute.

D. L. DOWNS,

*Chairman.*

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The Committee on Finance, Banks and Insurance, to whom was referred

No. 161, S.,

A bill to enable the city of Madison to refund the Capitol Extension Bonds.

Jt. Res. No. 11, S.,

Relating to the coinage of silver.

Have had the same under consideration, and respectfully report the same back, and recommend that they do pass.

J. B. TREAT,

*Chairman.*

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The Committee on Finance, Banks and Insurance, to whom was referred

No. 147, S.,

A bill to prohibit the Continental Insurance Company, of New York city, from doing business in the State of Wisconsin.

Have had the same under consideration, and respectfully report the same back, and recommend that it be indefinitely postponed.

J. B. TREAT,

*Chairman.*

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The Committee on Agriculture, to whom was referred

No. 181, S.,

A bill to amend section 1, chapter 360, laws of 1876, entitled "an act to prevent the hunting of deer with dogs."

No. 190, S.,

A bill to amend sections 6 and 8, chapter 93 of the general laws of 1870, entitled "an act for the improvement and raising of stock."

No. 204, S.,

A bill relating to the destruction of game and birds in Racine county.

No. 32, S.,

A bill to provide for the publication of the transactions of the Wisconsin Dairymen's Association.

Report the same back with sundry amendments and recommend their passage when so amended.

No. 55, A.,

A bill relating to fences, and amendatory of section 1 of chapter 17 of the Revised Statutes for the year 1858, an act entitled "of fences and fence-viewers, of pounds and impounding of cattle."

No. 142, S.,

A bill relating to the publication of the transactions of the Northern Wisconsin Agricultural and Mechanical Association and amendatory of chapter 226, laws of 1876.

No. 143, S.,

A bill relating to public printing, and amendatory of chapter 243, laws of 1874.

Report the same back and recommend that they be indefinitely postponed.

No. 240, S.,

A bill relating to the preservation of fish in Lake Monona and Lake Mendota, and the waters connecting them, in the county of Dane.

No. 120, A.,

A bill relating to the powers and duties of the fish commissioners, and amendatory of sections 4 and 7 of chapter 307 of the general laws of 1876.

And recommend that they do pass.

ALEX A. ARNOLD,  
*Chairman.*

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The Committee on Incorporations and Public Improvements to whom was referred bills

No. 3, A.,

A bill to amend an act to incorporate the Chamber of Commerce of the city of Milwaukee, approved February 29, 1868.

No. 52, A.,

A bill amendatory of and supplementary to the charter of the city of Milwaukee.

No. 72, A.,

A bill relating to liens for labor upon logs and timber in Chippewa county, and amendatory of section 1 of chapter 372 of the general laws of 1876, entitled "an act to amend sections 1 and 12 of chapter 186 of the general laws of 1861," and also to repeal chapter 161 of the general laws of 1874, entitled "an act to amend chapter 186 of general laws of 1861."

No. 90, A.,

A bill to amend section 12, chapter 4, of chapter 337, private and local laws of 1871, entitled "an act to revise, consolidate and amend the act to incorporate the city of Prescott," and the several acts amendatory thereof.

No. 151, S.,

A bill to amend chapter 224 of the private and local laws of 1867, entitled "an act to incorporate the village of Trempealeau."

No. 241, S.,

A bill to authorize the city of Appleton to issue corporate bonds for bridge purposes.

No. 434, A.,

A bill to amend section 2 of chapter 222, general laws of 1874, entitled "an act to amend and revise the charter of the city of Wausau."

With recommendation that they do pass.

No. 166, S.,

A bill to exempt members of the Watertown fire department from certain duties therein named.

With recommendation that it be indefinitely postponed.

THOMAS B. SCOTT,  
*Chairman.*

## REPORT OF SELECT COMMITTEES.

The Select Committee, to whom was referred

No. 235, S.,

A bill to repeal sections five, six, seven and nineteen, of the Revised Statutes, entitled "of medical societies"

Respectfully report the same back to the Senate, and recommend that it do pass.

A. FARR,  
D. L. DOWNS,  
W. W. REED,  
*Committee.*

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The Select Committee, to whom was referred

No. 169, S.,

A bill to revise, consolidate and amend the charter of the city of Oshkosh, the acts incorporating the city and the several acts amendatory thereof.

Respectfully report the same back with amendment, and recommend that the bill do pass when so amended.

R. D. TORREY,  
*Committee.*

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On motion of Senator Torrey,

The rules were suspended, the amendments reported by the committee were adopted and said bill No. 169 S. was read a third time and passed.

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The Select Committee, to whom was referred

No. 239, S.,

A bill to punish imposition in the practice of medicine and surgery.

Respectfully report the same back to the Senate, without recommendation.

A. FARR,  
D. L. DOWNS,  
W. W. REED,  
*Committee*

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The Select Committee, to whom was referred

No. 215, S.,

A bill to cheapen the cost of supporting the common schools of the state.

Begs leave to report the same back, with a proposed substitute, which has been prepared by persons who have given the subject embraced, careful investigation.

While the undersigned confidently believes that a bill securing the purposes expressed in the foregoing title, would command the general approval of the Senate and the people, he has not had such

time and facilities for a proper examination of the proposed substitute, as to warrant any recommendation as to its merits, at the present time.

He therefore asks that it may be printed, and referred with the bill aforesaid, to the Committee on Education, that it may receive the thorough consideration that its importance demands.

Respectfully submitted.

W. H. HINER,  
*Committee.*

So ordered.

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### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 111, A.,

A bill to legalize the acts of Wayne B. Dyer, as justice of the peace in the village of Durand, and county of Pepin.

No. 87, A.,

A bill relating to the geological survey of the State of Wisconsin, and amendatory of chapter 292 of the general laws of 1873, entitled "an act to provide for the complete geological survey of Wisconsin, and to repeal chapter 137, of the laws of 1870, entitled 'an act to provide for a survey of the lead districts, making maps and collecting statistics from the same, and chapter 136, of the laws of 182, amendatory thereof.'"

No. 101, A.,

A bill to authorize D. W. Tupper and Geo. E. Tupper and their associates, to improve Tupper's Creek, for log driving purposes.

No. 27, A.,

A bill to detach certain territory from the town of Orion, and attach the same to the town of Eagle, in the county of Richland, State of Wisconsin.

No. 32, A.,

A bill to regulate the practice in certain cases.

No. 146, A.,

A bill to provide for an abstract of tax titles in the county of Waushara, and amendatory of chapter 123, private and local laws of 1867.

No. 5, A.,

A bill to amend section 44 of chapter 165 of the Revised Statutes, entitled "of offenses against property," and the acts amendatory thereof.

No. 68, A.,

A bill relating to notaries public.

No. 323, A.,

A bill to legalize the acts and proceedings of officers of the town of Rosendale, in assessment and collection of taxes to aid in the construction of the Sheboygan & Fond du Lac Railroad.

M. C. No. 10, A.,

Memorial to Congress for the enactment of laws for the improvement of the condition of the Oneida tribe of Indians, located in the counties of Brown and Outagamie, and in the interest of civilization and humanity.

And has adopted and asks the concurrence of the Senate in

Jt. Res. No. 25, A.

Fixing time for final adjournment.

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#### ASSEMBLY MESSAGE CONSIDERED.

Nos. 111, 32, 5 and 68, A.,

Were referred to the Judiciary Committee.

No. 87, A.,

Was referred to the Committee on State Affairs.

Nos. 27, 146 A.,

Were referred to the Committee on Town and County Affairs.

No. 101, A.,

Was referred to the Committee on Internal Improvements.

No. 323, A.,

On motion of Senator Hiner, the rules were suspended, and the bill was read a third time, and concurred in.

M. C., No. 10, A.,

On motion of Senator Wing, the rules were suspended, and the memorial was read a third time and concurred in.

Jt. Res. No. 25, A.,

Was referred to the Committee on State Affairs.

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#### RESOLUTIONS CONSIDERED.

Jt. Res. No. 28, A.

Relating to stereotyping plates of Geological Survey Report.

Was on motion of Senator Rankin,

Re-committed to the Committee on Judiciary.

Jt. Res. No. 11, S.,

Relating to the coinage of silver.

Was adopted.

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#### BILLS ON THEIR THIRD READING.

M. C. No. 1, A.,

For the extension of a mail route from the town of Berlin, in Marathon county, Wisconsin, to the town of Hamburg, in said county.

M. C. No. 2, A.,

For the extension of a mail route from the town of Stettin, in Marathon county, Wisconsin, to the town of Rib Falls in said county.



M. C. No. 5, A.,

For the establishment of a mail route from Barron, the county seat of Barron county, Wisconsin, to the village of Sand Creek, in Dunn county, Wisconsin, via Mooney's Mills, Sylvan Springs and Sioux Creek.

On motion of Senator Mumbruc,

The rules were suspended, and the memorials were read a third time and concurred in.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 129, S.,

A bill to authorize the town of Ahnapee to build and maintain a bridge across Ahnapee river.

No. 146, S.,

A bill to provide for the discontinuance of portions of the state road, from Black River Falls, in Jackson county, to the city of La Crosse, in La Crosse county.

Were ordered engrossed and read a third time.

The amendments to

No. 132, S.,

A bill to lay out and establish a state road, from the town of Hancock, Waushara county, to the town of Strong's Prairie in Adams county.

Were adopted, and the bill was ordered engrossed and read a third time.

No. 80, S.,

A bill determining the manner of settling the question of licensing the sale of intoxicating liquors, and amendatory of chapter 35, Revised Statutes.

Senator Arnold offered the following amendment:

Amend by adding to section 2, the words, "except druggist's license to sell, on prescription of practicing physicians in good standing."

The amendment was adopted.

The question being on the indefinite postponement of the bill, the ayes and noes were demanded and the Senate refused to indefinitely postpone the bill, by the following vote:

Ayes—Senators Abert, Blair, Bones, Farr, Hiner, Mumbruc, Rankin, Reed, Ryan, Schneider, Treat, Welch.—12.

Noes—Senators Arnold, Barden, Burrows, Cavanagh, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Richardson, Scott, Tate, Torrey, Van Schaick, Williams.—16.

The bill was then ordered engrossed and read a third time.

M. C. No. 3, S.,

For right of way, and a grant of land for railroad purposes, to aid in building a road through northern Wisconsin.

M. C. No. 4, S.,

For an appropriation to aid in the survey of the St. Croix river, Wisconsin.

On motion of Senator Fifield,

The rules were suspended, and the memorials were read a third time and passed.

No. 209, S.,

A bill to amend chapter 259 of the laws of 1875, entitled "of counties and county officers."

Was indefinitely postponed.

No. 33, S.,

A bill relating to town officers.

Was re-committed to a select committee, consisting of Senator Fifield.

No. 243, S.,

A bill to organize the county of Ludington.

Senator Mumbroe offered the following substitute to the bill.

Strike out all after the enacting clause and insert the following :

Section 1. All that territory in the counties of Chippewa and Lincoln, lying north of the south line of township thirty-four, and south of the north line of township forty, and east of the west line of range four, west, and west of the east line of range three, east, is hereby set off into a separate county, to be known as and called the county of Ludington.

Section 2. Said county of Ludington is hereby attached to the county of Taylor for all purposes, civil and judicial, until the same shall be fully organized.

Section 3. Until otherwise provided, said county of Ludington shall comprise one town to be known and called the town of Worcester, which shall be governed in all respects as though it were a town within the present limits of Taylor county; *provided*, that all taxes collected in said town of Worcester for school purposes and the repairing and building of roads, whether the same be by county or town tax, shall be, expended within the limits of the said town of Worcester.

Section 4. Before the twenty-fifth day of March, 1877, the county treasurers of Chippewa and Lincoln counties shall certify to the treasurer of Taylor county a list of lands returned with the taxes for 1876, unpaid, and also a list of lands previously sold for taxes in each of the counties of Chippewa and Lincoln, and remaining unredeemed, lying within the limits of the said county of Ludington, and the treasurer of Taylor county shall cause the same to be published in the county of Ludington, according to law, if a weekly newspaper be published therein, but if none be published therein, then such lists shall be published in the county of Taylor, and sales of such lands returned with taxes unpaid may be made and deeds may be issued on such unredeemed lands, in and by the county of Taylor; and the validity of the same shall not be questioned by reason thereof.

Section 5. At the annual meeting of the boards of supervisors of the counties of Chippewa and Lincoln, held in November in the year 1877, or as soon thereafter as possible, the board of supervisors of Taylor county, in connection with three persons from Ludington county, to be appointed by the board of supervisors of the

town of Worcester, therein, shall have a settlement with the counties of Chippewa and Lincoln, at the county seats thereof, and the proportion of all county property, moneys, taxes, appropriations, debts and liabilities, shall be determined upon and fixed at such settlements, a record of which shall be kept by the clerk of each county, and the same shall be binding upon each of said counties, as to the rights of each thereunder, and such determination shall be based upon the amount of assessed valuation of property of each of said counties, by the assessed valuation in the year 1876.

Section 6. For all purposes, except as herein provided, the said county of Ludington shall be deemed to be a part of the county of Taylor.

Section 7. This act shall take effect and be in force from and after its passage and publication.

Senator Flint moved to lay the substitute on the table, which motion prevailed.

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On motion of Senator Hiner,  
The Senate adjourned.

THURSDAY, FEBRUARY 15, 1877.

The Senate met,  
The Lieutenant-Governor presiding.

Prayer by the Rev. H. A. Winter.

The roll was called and the following Senators responded to their names:

Senators Abert, Arnold, Barden, Blain, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Rankin, Reed, Richardson, Ryan, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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#### COMMUNICATIONS.

The president laid before the Senate the following communication:

SUPREME COURT ROOM,  
MADISON, February 14, 1877.

*To the Honorable, the Senate of the State of Wisconsin:*

We have the honor to acknowledge the receipt of Senate resolution No. 28, and in response thereto we beg leave to report upon the several propositions therein contained, as follows:

1. Immediately after the publication of chapter 203, laws of 1875, we tendered the position of revisers under the act, to Messrs. David Taylor of Fond du Lac, Wm. F. Vilas of Madison, and A. R. R. Butler of Milwaukee. The two former accepted and were appointed accordingly, but Mr. Butler declined the appointment. We thereupon appointed Mr. Jed. P. C. Cottrill of Milwaukee, in the place of Mr. Butler. A copy of such appointment bearing date March 26, 1875, is hereto annexed.

2. Chapter 317, laws of 1876, provided that it shall be the duty of the justices of the Supreme Court to superintend the revision of the Statutes, "in so far as may be necessary or proper to secure a proper revision at as early a day as may be practicable, and to see that the work of such revision progresses from month to month with all possible speed." (Sec. 1.) This provision imposed upon us an amount of labor which we could not possibly perform without neglecting those primary duties which the constitution prescribes, and

for the performance of which the court was constituted. In the discharge of those constitutional duties our time has been very closely occupied, and the limit of physical and mental endurance nearly or quite reached. We felt that if any duties were to be postponed, those which were merely extra judicial should yield to those imposed by the constitution. We were not aware of the specific provisions of the act of 1876 until its publication, April 7th of that year, which was several weeks after the legislature adjourned. Had we known in time what those provisions are, it would have been our duty to have called the the attention of the legislature to the fact that we could not fulfill the requirements of the act, without neglecting or postponing the exercise of our constitutional functions, and this we are well assured no legislature would knowingly require us to do.

We have however, as we have had time and opportunity, informed ourselves in a general way of the plan and progress of the revision, and have made many suggestions to the revisers in respect thereto, upon which they have acted.

3. We have not required the revisers to make written reports to us under the act of 1876, and they have not done so. For the purpose of information and advice, verbal reports were equally valuable to us. The revisers have reported to us orally from time to time in respect to the progress of the revision, sometimes at the close of the current month, and sometimes at irregular intervals, but as often, in our opinion, as once a month, since the passage of the act of 1876. From the character of the work these reports were necessarily quite general, relating to compilation, revision and arrangement, and cannot be itemized. They were sometimes made by two of the revisers and frequently by one of them. We do not recollect that any of them were made by the three revisers acting together as one body.

We may be permitted to remark in this connection, that the Senate can doubtless obtain much more satisfactory information than we are able to give, of the character and progress of the revision, by instructing one of its committees to examine the work and communicate with the revisers in relation thereto.

By reference to the accounts of the revisers for services allowed by us and on file in the office of the Secretary of State, and to the report of Messrs. Taylor and Vilas to the present Assembly, to be found in the journal of that body, on pages 127-8, we find that Mr. Taylor has been employed on the revision 258 days previously to February 4th, inst.; Mr. Vilas 159 days previously to January 31, 1877, and Mr. Cottrill 150 days previously to January 5th, 1877. We cannot state the number of days they have been respectively employed since the above dates. The time of such employment of each reviser during each month, as nearly as we are able to specify, will appear by a statement from the office of the secretary of state appended hereto.

The time here given is that for which the revisers have charged the state. It is but fair to add that each of them has done considerable work on the revision, separately from the others, for which

(as appears by their report to the Senate in 1876) no charge has been made. We have the means of knowing that Col. Vilas has done a large amount of valuable work thereon, for which he has made no charge, and which, consequently, does not appear in the annexed statement.

4. When the revisers were appointed, we stated to them, in substance, that it was very desirable that the revision should be completed at the earliest practicable day, and they fully concurred with us in that opinion. We hoped that they would be able to make their report at the next ensuing session of the legislature, but after obtaining a more accurate idea of the magnitude of the work, we are satisfied that they could not possibly have made a proper revision within that time. We did not stipulate with them that the work should be done within a specified time. The act of 1875 gave us no power to do so.

What was said upon the subject was outside of our authority and was prompted chiefly by our knowledge of the facts that the edition of the present Revised Statutes was nearly exhausted, and that the amendments to those statutes were so numerous that it was difficult to ascertain how the law stood, on many subjects.

5. On the question whether the progress made by the revisers or the time devoted by each to the revision since the act of 1876 was passed, has been such as to carry out the letter and spirit of that act, we are scarcely prepared to express an opinion. It does not seem reasonable to require those gentlemen to abandon their professional business entirely and devote their whole time to the work. Probably we could not have found competent men who would have undertaken the work on such terms. From the facts within our knowledge, it is difficult to decide whether either of the present revisers has given too much attention to his private or professional business and too little to the revision. They are willing, doubtless, to give your Honorable body, through a committee or otherwise, all the information on the subject which may be desired.

As to what action on the part of the legislature or Supreme Court is necessary or advisable in order to carry out the objects of the act of 1876, we beg leave to submit to your Honorable body the following observations:

We understand the principal object of that act is to secure the best possible revision of the statutes, in the shortest practicable time. We are satisfied that the revision now in progress, if completed on the plan adopted and in part executed by the revisers, will be the best revision of the statutes ever made in this state. The character of the work, the difficulties in the way of its execution and the labor involved therein, are well and accurately stated in the report of the revisers to the Senate in 1876, (Senate Journal, p. 147), to which we beg leave to invite your attention. Such a work must necessarily progress slowly, but it is now so far advanced that it can safely be said it ought to be completed by the time appointed for the meeting of the next legislature. We doubt not it will then be ready for the action of the legislature. During some portion of the intermediate time, how-

ever, an additional clerk will be required by the revisers, and authority should be given them to employ one when necessary.

We desire to add an observation concerning our connection with the revision. While we will cheerfully discharge any duty cast upon us by the legislature, not inconsistent with our judicial functions, yet under existing circumstances, we find ourselves unable to render the state any substantial service in respect to the revision. We therefore respectfully ask the legislature to relieve us from any responsibility in that behalf.

In conclusion, it should be remarked that, because of the serious illness of the Chief Justice, he has not been consulted in the matter of this report and of course is not responsible for anything contained herein. He has been greatly interested in the revision from the first, and were he able to act in the matter, could doubtless make some useful suggestions. We regret that we are deprived of his valuable counsel and assistance, in the preparation of this report.

Respectfully submitted,

ORSAMUS COLE,  
WM. P. LYON,

*Associate Justices of the Supreme Court.*

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STATE OF WISCONSIN,  
SUPREME COURT CLERK'S OFFICE,  
MADISON, March 26, 1875.

*The Hon. Peter Doyle, Secretary of State:*

We, the Justices of the Supreme Court, do hereby certify, that in pursuance of chapter 203 of the laws of 1875, entitled "an act to provide for a revision of the statutes," we have this day appointed David Taylor, of Fond du Lac, William F. Vilas, of Madison, and Jed. P. C. Cottrill, of Milwaukee, three competent persons, to collect and revise the general laws of this state, for the purpose of preparing a new edition of such laws for publication.

E. G. RYAN,  
ORSAMUS COLE,  
WM. P. LYON.

Recorded, March 26th, 1875.

*Statement of Services and Payments.*

	DAVID TAYLOR.	WM. F. VILAS.	J. P. C. COTTRILL.
1875.			
July 17.....	To July 17, 83 days.		
Aug. 28.....	To Aug. 28, 84 days.		
Dec. 11.....		To Sept. 24, 44 days.	
1876.			
Feb. 4.....			39 days.
Feb. 5.....	To Feb. 5, 21 days.		
Mar. 18. ....	To Mar. 18, 29 days.		
April 1.....		To Mar. 31, 49 days.	
April 15.....	To Apr. 15, 23 days.		
June 10.....	To June 10, 18 days.		
Aug. 3.....			48 days.
Aug. 11.....	To Aug. 11, 23 days.		
Sept. 9.....	To Sept. 9, 22 days.	To Sept. 8, 64 days.	
Oct. 28.....	To Oct. 28, 15 days.		28 days.
Dec. 15.....	To Dec. 15, 16 days.		
1877.			
Jan. 5.....			35 days.
Feb. 4.....	To Feb. 3, 24 days.		

## RECAPITULATION.

David Taylor, 258 days.....	\$8,870 00
Wm. F. Vilas, 147 days.....	2,205 00
J. P. C. Cottrill, 150 days.....	2,250 00

## MEMORIALS INTRODUCED.

By Senator Arnold:

Mem. No. 55, S.,

Petitions, letters, and entreaties, from Judge Newman, the county officers, and all prominent citizens of Trempealeau county, for the passage of Senate bill No. 124.

## REPORTS OF COMMITTEES.

The Committee on Education to whom was referred

No. 80, A.,

A bill relating to authorizing the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Racine, and amendatory of chapter 107, of the general laws of 1876.

No. 13, A.,

A bill to establish the school district of the city of Shawano, and to fix its boundaries.



No. 19, A.,

A bill to legalize the proceedings of school district No. 1, town of El Paso, county of Pierce.

Have had the same under consideration, and authorize me to report the same back with the recommendation that they be concurred in.

They have also had under consideration

No. 145, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the town of Pine Valley, in the county of Clark.

No. 48, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to school district No. 7, town of Baraboo, county of Sauk.

No. 49, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Polk.

No. 102, S.,

A bill to amend an act entitled "an act to consolidate chapter 49 of the private and local laws of 1855, entitled 'an act to incorporate the village of Madison into a separate school district,' and all acts amendatory thereof," being chapter 203 of the private and local laws of 1867.

And instruct me to report the same back, and recommend their passage.

They have also had under consideration

No. 182, S.,

A bill relating to loans of school and university trust funds to school districts, and amendatory of section 5, chapter 42, of the general laws of 1871.

No. 154, S.,

A bill authorizing school district No. 2 in the town of Little Wolf, Waupaca county, to borrow a certain sum of money.

And have instructed me to report the same back with the recommendation that they be indefinitely postponed.

H. RICHARDSON,

*Chairman.*

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The Committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 146, S.,

A bill to provide for the alteration and the discontinuance of portions of the state road, from Black River Falls, in Jackson county, to the City of La Crosse, in La Crosse county.

No. 132, S.,

A bill to lay out and establish a state road, from the town of

Hancock, Waushara county, to the town of Strong's Prairie, in Adams county.

No. 129, S.,

A bill to authorize the town of Ahnapec to build and maintain a bridge across Ahnapec river.

No. 80, S.,

A bill determining the manner of settling the question of licensing the sale of intoxicating liquors, and amendatory to chapter 35, Revised Statutes.

GEO. B. BURROWS,  
*Chairman.*

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The Committee on Town and County Affairs has had under consideration

No. 152, S.,

A bill to repeal chapter 407 of the laws of Wisconsin of 1876, "entitled an act for locating and changing county seats," and to reenact and amend section 2 of chapter 89, of the general laws of 1872.

Mem. No. 54, S.,

Of 150 citizens of Juneau county, for the passage of Senate bill No. 152, S.

And have directed me to report the same back with the recommendation that they be indefinitely postponed.

MARK DOUGLAS,  
*Chairman.*

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The Committee on Town and County Affairs has had under consideration

No. 141, S.,

A bill relating to claims against counties, and amendatory of section 2 chapter 160, general laws of 1868.

No. 146, A.,

A bill to provide for an abstract of tax titles in the county of Waushara, and amendatory of chapter 123, of the private and local laws of 1867.

And report the same back with the recommendation that each do pass.

MARK DOUGLAS,  
*Chairman.*

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The Committee on Railroads, to whom was referred

No. 49, A.,

A bill relating to municipal aid in the construction of railroads, and to repeal section 3, chapter 289, of the laws of 1873.

Would respectfully report that they have had the same under con-

sideration and report the same back with recommendation that it be indefinitely postponed.

No. 131, S.,

A bill to authorize the town of Necedah, in the county of Juneau, to appropriate a certain sum of money in aid of the construction of the Necedah and Camp Douglas railroad.

With amendment, and recommend its passage when so amended.

No. 173, S.,

A bill to amend section 4, of chapter 57, of the laws of 1876, entitled "an act to amend chapter 273, of the laws of 1874," entitled "an act relating to railroad, express, and telegraph companies in the State of Wisconsin," and to repeal other sections and acts therein named.

With amendments, and recommend its passage when so amended.

A. FARR,  
*Chairman.*

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The Committee on Public Lands, to whom was referred

No. 114, S.,

A bill relating to the reduction of the price of swamp and overflowed lands in Jackson county.

No. 234, S.,

A bill to amend chapter 314, of the laws of 1876, entitled "an act relating to trespassing on state lands."

Have had the same under consideration and directed me to report them back with the recommendation that they do pass.

No. 148, S.,

A bill to repeal chapter 313, of the private and local laws of 1869, entitled "an act to authorize the use of money arising from the sale of certain swamp and overflowed lands in the county of Portage, for drainage purposes," and to amend chapter 537, of the laws of 1865, relating thereto, and also to repeal chapter 105, of the private and local laws of 1875, entitled "an act to amend chapter 313, of the private and local laws of 1869."

Have had the same under consideration and report it back with an amendment, and recommend its passage when so amended.

No. 88, S.,

A bill to provide for the expenditure of the proceeds of the sale of certain swamp lands in Kewaunee county.

Have considered the same, and report it back and recommend that it be indefinitely postponed.

WM. BLAIR,  
*Chairman.*

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The Committee on Agriculture to whom was referred

No. 189, S.,

A bill to appropriate to the Wisconsin State Agricultural Society, a sum of money therein named.

Respectfully report the same back and recommend that it do pass.

No. 211, S.,

A bill to appropriate to the Northern Wisconsin Agricultural and Mechanical Association, a sum of money therein named.

Report the same back with amendment, and recommend its passage when so amended.

Senator Welch dissenting.

ALEX. A. ARNOLD,  
*Chairman.*

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The Committee on Legislative Expenditures, to whom was referred

No. 245, S.,

A bill authorizing and directing the secretary of state to order the binding of the reports of the railroad commissioner.

Have had the same under consideration, and respectfully report the same back, with amendment, and recommend its passage when amended.

ALEX. A. ARNOLD,  
*Chairman.*

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The Committee on Incorporations and Public Improvements, to whom was referred

No. 142, A.,

A bill to amend chapter 220, of the laws of Wisconsin, "approved March 9, 1876, entitled, "an act to improve the south branch of the Eau Claire river and its tributaries, in Clark county."

No. 144, A.,

A bill to amend chapter 219, of the laws of 1876, entitled, "an act to improve the north branch of the Eau Claire river, in the county of Clark."

With recommendation that they do pass.

THOMAS B. SCOTT,  
*Chairman.*

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The Committee on Military Affairs, to whom was referred

Jt. Res. No. 24, A.,

Relating to the war eagle; "Old Abe."

Have had the same under consideration, and directed me to report it back with the recommendation that it do pass.

J. HENRY TATE,  
*Chairman.*

The resolution was adopted.

## REPORTS OF SELECT COMMITTEES.

Select Committee to whom was referred

No. 168, S.,

A bill to amend an act entitled "an act to amend chapter 262, of the laws of 1875, and to amend an act entitled 'an act to revise, consolidate and amend an act to incorporate the city of Green Bay and the several acts amendatory thereof,' approved March 8, 1875."

Respectfully report the same back with a substitute relating to said city only, and recommend the adoption of the substitute.

T. R. HUDD,

*Committee.*

On motion of Senator Hudd,

The rules were suspended, the amendments were adopted, and the bill was read a third time and passed.

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The Select Committee to whom was referred

No. 30, S.,

A bill to amend section 16, of chapter 130, of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

With recommendation that it do pass.

THOMAS B. SCOTT,

*Chairman.*

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The Select Committee to whom was referred

No. 99, S.,

To amend section 1 of chapter 92, of the laws of 1876, entitled "an act for the preservation of duck and other wild fowl."

Would respectfully report the same back without recommendation.

W. W. REED.

*Chairman.*

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MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed and asks the concurrence of the Senate in

No. 173, A.,

A bill to incorporate the city of Chilton.

No. 229, A.,

A bill to prevent fraud by coloring grain.

No. 64, A.,

A bill relating to certain offenses against chastity, morality and decency, and amendatory of section 5 of chapter 170 of the Revised Statutes.

No. 129, A.,

A bill regulating the salary of the county judge of Milwaukee county.

No. 78, A.,

A bill to confer civil jurisdiction on the county court of Fond du Lac county.

No. 29, A.,

A bill to establish and maintain a ferry across Lake Pepin and the Mississippi River, from Pepin in the county of Pepin.

No. 128, A.,

A bill in relation to the improvement of the channel of Catfish river.

And has concurred in

No. 149, S.,

A bill to amend section 2, of chapter 192, of the laws of 1875, entitled "an act to authorize William Dunlap to keep and maintain a ferry across Lake Pepin, from the village of Stockholm, Wisconsin, to Lake City, Minnesota."

No. 169, S.,

A bill to revise, consolidate and amend the charter of the city of Oshkosh, the act incorporating the city and the several acts amendatory thereof.

And has refused to concur in

No. 70, S.,

A bill relating to actions against counties and cities on defective tax certificates and tax deeds, and amendatory of section 1, chapter 144, of the laws of Wisconsin, of 1874.

No. 54, S.,

A bill to amend section 33, of chapter 133, of the Revised Statutes, "of costs and fees," as amended by section 1, chapter 181, of the general laws of 1861.

And has concurred in

Jt. Res. No. 11, S.,

Relating to coinage of silver.

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### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to ask the return of

No. 70, S.,

A bill relating to actions against counties and cities on defective tax deeds, and amendatory of section 1, chapter 144, of the laws of 1874.

No. 176, S.,

A bill to repeal chapter 82 of the laws of Wisconsin of 1876, entitled "an act amendatory of chapter 72, of the private and local laws of 1858," relative to the city of Ripon.

For reconsideration.

Said bills were ordered returned to the Assembly, as requested.

## ASSEMBLY MESSAGE CONSIDERED.

Nos. 173, 229, A., were referred to the Committee on Incorporations.

Nos. 64, 78, A., were referred to the Judiciary Committee.

No. 129, A., referred to the Committee on Town and County Affairs.

No. 29, A., was referred to the Committee on Roads, Bridges and Ferries.

No. 128, A., was referred to the Committee on Internal Improvements.

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EXECUTIVE COMMUNICATION.

STATE OF WISCONSIN, EXECUTIVE DEPARTMENT,  
MADISON, February 14, 1877.

*To the Honorable, the Senate:*

Referring to my message, February 1, 1877, to your honorable body, nominating and appointing, subject to your approval, Dr. O. G. Seldon, of Reedsburg, as a member of the State Board of Health, to hold for the term of seven years from the thirty-first day of January, 1877, I now beg leave to withdraw said nomination from further consideration by the Senate.

H. LUDINGTON,  
*Governor.*

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BILLS READY FOR A THIRD READING.

No. 67, S.,

A bill to amend section 6, of chapter 165 of the laws of Wisconsin of 1874, entitled "an act to secure the safe navigation of the Wisconsin river."

No. 86, S.,

A bill for the preservation of fish in lakes Winnebago, Butte des Morts, Winneconne, Poygan, and Little Lake Butte des Morts, and the waters of Fox river between Little Lake Butte des Morts and the mouth of Wolf river and lake Winneconne.

No. 108, S.,

A bill to fix the time for holding the terms of the circuit court in the county of Kenosha.

No. 126, S.,

A bill relating to court commissioners, their appointment, powers and duties, and amendatory of section 94, of chapter 13, of the Revised Statutes, entitled "of counties and county officers," and the several acts amendatory thereof.

No. 160, S.,

A bill to authorize the trustees, managers and directors of the state charitable, penal and benevolent institutions, to require their

treasurer or other person having money or property of said institutions, in their possession to give bonds.

No. 184, S.,

A bill to amend an act entitled "an act to organize a union school district in village and town of Monroe, in the county of Green."

Were severally read a third time and passed.

No. 111, S.,

A bill to amend section 15 of chapter 133, of the Revised Statutes, relating to witness fees in any justice's court or before any officer, persons or board authorized to take the examination of witnesses, and to amend section 1 of chapter 146, of the general laws of 1869, entitled "an act to amend section 15, of chapter 133, of the Revised Statutes, relating to witness fees in courts of record."

Was read a third time and passed, and the title amended so as to read as follows:

A bill to amend section 15 of chapter 133, of the Revised Statutes, relating to witnesses fees in courts of record.

No. 125, S.,

A bill relating to assaults with intent to do great bodily harm, and to prescribe the punishment therefor.

Was read a third time and passed, by the following vote:

Ayes.—Senators Arnold, Douglas, Farr, Fifield, Grimmer, Hathaway, Mumbroe, Richardson, Scott, Tate, Treat, Van Schaick, Wing—13.

Noes.—Senators Abert, Blair, Bones, Burrows, Cavanagh, Flint, Hiner, Hudd, Rankin, Ryan, Schneider, Welch—12.

No. 2, S.,

A bill to appropriate to the state prison a sum of money therein named, for current expenses and general repairs.

No. 87, S.,

A bill to provide for acquiring title to a certain tract of land adjoining Northern Hospital for the Insane.

No. 117, S.,

A bill to appropriate to Joseph B. Treat and others, sums of money therein named.

No. 188, S.,

A bill to appropriate a sum of money therein named, to pay for additional copies of the Legislative Manual for 1877.

No. 254, S.,

A bill for the relief of Sarah Jane Tarr, and to appropriate to her a certain sum of money therein named.

Were severally read a third time and passed by the following vote:

Ayes.—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbroe, Rankin, Reed, Richardson, Scott, Tate, Torrey, Van Schaick, Welch, Williams—26.

No. 110, S.,

A bill relating to apportioning the bonded indebtedness of the



town of Jefferson, Jefferson county, and amendatory of section 2 of chapter 12, laws of 1874.

Was recommitted to a select committee consisting of Senator Reed.

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### BILLS ON THEIR THIRD READING.

No. 3, A.,

A bill to amend an act to incorporate the Chamber of Commerce of the city of Milwaukee, approved February 29, 1868.

No. 24, A.,

A bill to legalize the acts of Joseph Mason, a justice of the peace of the county of Grant.

No. 52, A.,

A bill amendatory of and supplementary to the charter of the city of Milwaukee.

No. 67, A.,

A bill to authorize J. T. Mills, late judge of the fifth judicial circuit, to retain certain books on payment therefor.

No. 90, A.,

A bill to amend section 12, chapter 4, of chapter 337, private and local laws of 1871, entitled "an act to revise, consolidate and amend the act to incorporate the city of Prescott," and the several acts amendatory thereof.

No. 91, A.,

A bill to amend chapter 67, of the laws of Wisconsin, for the year 1876, entitled "an act to authorize the taking of fish in the public waters of the state, for the purpose of artificial propagation."

No. 104, A.,

A bill to legalize the acts of O. B. Stevens, a justice of the peace of the county of Shawano.

No. 120, A.,

A bill relating to the powers and duties of the fish commissioners.

No. 434, A.,

A bill to amend section 2 of chapter 222, general laws of 1874, entitled "an act to amend and revise the charter of the city of Wausau."

Were severally ordered to a third reading.

No. 55, A.,

A bill relating to fences, and amendatory of section 1, of chapter 17, of the Revised Statutes for the year 1858, an act entitled "of fences and fence viewers, of pounds and impounding of cattle."

Was indefinitely postponed.

The Senate refused to order to a third reading

No. 71, A.,

A bill relating to justice's court, and amendatory of section 47, chapter 120, of the Revised Statutes.

No. 72, A.,

A bill relating to liens for labor upon logs and timber in Chipewewa county, and amendatory of section 1 of chapter 372 of the general laws of 1876, entitled "an act to amend sections 1 and 12 of chapter 186 of the general laws of 1861," and also to repeal chapter 161 of the general laws of 1874, entitled "an act to amend chapter 186 of general laws of 1861."

Was recommitted to the Judiciary Committee.

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#### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 74, S.,

A bill to appropriate to the Northern Hospital for the Insane, a sum of money.

No. 167, S.,

A bill relating to town and town officers, and amendatory of section 87, of chapter 15, of Revised Statutes.

No. 151, S.,

A bill to amend chapter 224, of the private and local laws of 1867, entitled "an act to incorporate the village of Trempealeau."

No. 210, S.,

A bill concerning town boards of review.

No. 235, S.,

A bill to repeal sections five, six, seven and nineteen, of the Revised Statutes, entitled "of medical societies."

No. 238, S.,

A bill to authorize the state treasurer to retain certain moneys belonging to Taylor county, and to pay the same over to the county of Lincoln.

No. 241, S.,

A bill to authorize the city of Appleton to issue corporate bonds for bridge purposes.

Were severally ordered engrossed and read a third time.

The amendments to

No. 133, S.,

A bill to amend section 2, of chapter 71, general laws of 1858, entitled, "an act for the keeping of insane persons."

No. 159, S.,

A bill to provide for the competency of married women, as witnesses.

No. 190, S.,

A bill to amend sections 6 and 8, chapter 93, of the general laws of 1870, entitled, "an act for the improvement and raising of stock."

Were adopted, and the bills were severally ordered engrossed.

No. 250, S.,

A bill to promote egress from theaters and other public buildings.

Senator Tate offered the following amendment:

Amend section 1, by inserting after the words "school houses," in the first line, the words, "of more than one room."

The bill and pending amendment were recommitted to a select committee consisting of Senator Arnold.

No. 236, S.,

A bill providing for the election by the people of a railroad commissioner.

Was recommitted to the Railroad Committee.

No. 156, S.,

A bill to regulate the use of the great seal, and to establish a lesser seal.

No. 187, S.,

A bill to amend section 5, of chapter 14, of the Revised Statutes, entitled "of resignations, vacancies, and removals, and of supplying vacancies."

Were recommitted to the Judiciary Committee.

No. 233, S.,

A bill to repeal chapter 341, of the general laws of 1876, entitled "an act to establish the salaries of the state officers."

Was recommitted to a select committee consisting of Senator Rankin.

No. 142, S.,

A bill relating to the publication of the transactions of the Northern Wisconsin Agricultural and Mechanical Association, and amendatory of chapter 226, laws of 1876.

No. 143, S.,

A bill relating to public printing, and amendatory of chapter 243, laws of 1874.

Were recommitted to a select committee, consisting of Senator Richardson.

No. 161, S.,

A bill to enable the city of Madison to refund the Capitol Extension Bonds.

No. 240, S.,

A bill relating to the preservation of fish in Lake Monona and Lake Mendota, and the waters connecting them, in the county of Dane.

Were recommitted to a select committee, consisting of Senator Burrows.

No. 52, S.,

A bill to provide for the protection of game in the county of Burnett.

Was recommitted to a select committee, consisting of Senator Fifield.

No. 32, S.,

A bill to provide for the publication of the transactions of the Wisconsin Dairymen's Association.

Senator Flint offered the following amendment:

Amend section 2 by striking out the words "three hundred," and inserting the words "six hundred."

The amendment was lost.

Senator Burrows offered the following amendment :

Amend by inserting "forty" instead of "twenty-five," in second line of section 2, in printed bill.

The bill and pending amendment was re-committed to the Committee on Claims.

No. 50, S.,

A bill to secure a fund for the erection and maintenance of an inebriate asylum.

No. 147, S.,

A bill to prohibit the Continental Insurance Company, of New York city, from doing business in the State of Wisconsin.

No. 166, S.,

A bill to exempt members of the Watertown fire department from certain duties therein named.

No. 226, S.,

A bill to authorize the officers of agricultural and horticultural societies of town, village, and other societies, to charge and collect fees for license in certain cases.

Were indefinitely postponed.

No. 206, S.,

A bill authorizing and requiring the farm mortgage land commissioner appointed under chapter 446 of the private and local laws of 1868, to extend the benefit of said act to certain other parties equitably entitled thereto.

Senator Williams moved to indefinitely postpone the bill; the ayes and noes being demanded, the motion prevailed by the following vote:

Ayes—Senators Abert, Blair, Cavanagh, Hathaway, Hiner, Hudd, Mumbrue, Reed, Ryan, Sacket, Schneider, Torrey, Williams.—13.

Noes—Senators Barden, Bones, Burrows, Douglas, Fifield, Flint, Grimmer, Richardson, Scott, Treat, Van Schaick, Welch, Wing.—13.

The President voting aye.

The amendments to

No. 204, S.,

A bill relating to the destruction of game and birds in Racine county.

Were adopted.

Senator Wing moved to indefinitely postpone the bill.

The ayes and noes being demanded, the motion prevailed by the following vote.

Ayes—Senators Bones, Douglas, Downs, Fifield, Flint, Hathaway, Hudd, Mumbrue, Rankin, Reed, Richardson, Ryan, Schneider, Tate, Wing.—15.

Noes—Senators Abert, Arnold, Barden, Blair, Burrows, Cavanagh, Davis, Grimmer, Hiner, Scott, Torrey, Welch, Williams.—13.

The amendments to

No. 181, S.,

A bill to amend section 1, chapter 360, laws of 1876, entitled "an act to prevent the hunting of deer with dogs."

16—s j

And the Senate refused to order the bill engrossed.

No. 239, S.,

A bill to punish imposition in the practice of medicine and surgery.

Senator Burrows moved to indefinitely postpone the bill.

Senator Flint moved to lay the bill on the table, which motion prevailed by the following vote :

Ayes—Senators Abert, Arnold, Blair, Bones, Burrows, Cavanagh, Davis, Downs, Flint, Hiner, Hudd, Rankin, Richardson, Ryan, Schneider, Tate, Torrey, Treat, Williams, Wing—20.

Noes—Senators Barden, Douglas, Farr, Grimmer, Hathaway, Mumbrue, Reed, Scott, Welch—9.

Senator Fifield moved that the vote by which No. 181, S., was indefinitely postponed, be reconsidered.

Which motion prevailed, and the bill was recommitted to a select committee, consisting of Senator Fifield.

On motion of Senator Bones, the vote by which the Senate indefinitely postponed No. 204, S.,

Was reconsidered, and the bill was recommitted to a Select Committee, consisting of Senator Bones.

Senator Wing moved that the vote by which the Senate refused to order No. 71, A., to a third reading, be reconsidered,

Which motion prevailed, and further consideration of the bill was postponed until to-morrow.

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On motion of Senator Farr,  
The Senate adjourned.

FRIDAY, FEBRUARY 16, 1877.

The Senate met,

The Lieut.-Governor presiding.

Prayer by Rev. H. A. Winter.

The roll was called and the following Senators responded to their names :

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Rankin, Reed, Richardson, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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#### REPORTS OF COMMITTEES.

The Committee on Judiciary to whom was referred

No. 198, S.,

A bill relating to corporations organized under the laws of this state and amendatory of section 8 of an act entitled "an act to authorize the organization of corporations other than for the purposes of manufacturing, mercantile, insurance, banking, transportation, or trading purposes," approved March 25th, 1872.

No. 172, S.,

A bill limiting the time of imprisonment of persons committed to jail for non-payment of fines.

Respectfully report the same back to the Senate with a recommendation that they do pass.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 164, S.,

A bill relating to justices of the peace in the city of Watertown.

No. 165, S.,

A bill to authorize the city of Watertown to regulate and license the traffic or sale of goods and wares by certain persons within the limits of the city.

Respectfully report the same back to the Senate and recommend that they be referred to the Senator from the 23d district.

L. W. BARDEN,  
*Chairman.*

So ordered.

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The Committee on Judiciary to whom was referred  
No. 124, S.,

A bill appointing four trustees for the Galesville University, authorizing the General Assembly of the Presbyterian Church in the United States of America, to appoint eight trustees therefor, also repealing section 1, of chapter 11 of the private and local laws of 1862, and chapter 259 of the private and local laws of 1870.

Respectfully report the same back to the Senate and recommend that it be referred to the Senator from the 29th district, with the accompanying documents.

L. W. BARDEN,  
*Chairman.*

So ordered.

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The Committee on Engrossed Bills have examined, and find correctly engrossed, the following bills :

No. 241, S.,

A bill to authorize the city of Appleton to issue corporate bonds for bridge purposes.

No. 167, S.,

A bill relating to towns and town officers, and amendatory of section 87 of chapter 15 of the Revised Statutes.

No. 159, S.,

A bill to provide for the competency of married women as witnesses.

No. 74, S.,

A bill to appropriate to the Northern Hospital for the Insane a sum of money, for the purchase of an engine and boiler, and to place cast iron radiators under the north wing of said hospital.

No. 238, S.,

A bill to authorize the state treasurer to retain certain moneys belonging to Taylor county, and to pay the same over to the county of Lincoln.

No. 133, S.,

A bill to amend section 2 of chapter 71, general laws of 1858, entitled "an act for the keeping of insane persons."

No. 190, S.,

A bill to amend sections 6 and 8, chapter 93 of the general laws of 1870, entitled "an act for the improvement and raising of stock."

GEO. B. BURROWS,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 179, S.,

A bill to authorize the several counties in the state to issue bonds for a certain purpose.

No. 195, S.,

A bill to amend chapter 14, of the Revised Statutes, entitled "of the jurisdiction of justices in criminal cases, and the proceedings thereon."

No. 135, S.,

A bill relating to appeals from justices' courts, and amendatory of section 205, of chapter 120 of the Revised Statutes.

No. 140, S.,

A bill in relation to attorneys of courts of record.

No. 229, S.,

A bill to authorize a change of the trial in certain cases.

Respectfully report the same back to the Senate, and recommend that each be indefinitely postponed.

Senator Wing dissenting on bill 229, S., and Senator Rankin on bill No. 140, S.

L. W. BARDEN,  
*Chairman.*

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The Committee on State Affairs, to whom was referred

No. 87, A.,

A bill relating to the geological survey of the State of Wisconsin, and amendatory of chapter 292 of the general laws of 1873, entitled "an act to provide for a complete geological survey of Wisconsin, and to repeal chapter 137, of the general laws of 1870, entitled 'an act to provide for a survey of the lead districts, making maps and collecting statistics from the same, and chapter 136, of the general laws of 1872, amendatory thereof.'"

Have had the same under consideration, and instruct me to report the same back with recommendation that it be concurred in.

O. C. HATHAWAY,  
*Chairman.*

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The Committee on State Affairs to whom was referred

No. 23, S.,

A bill to amend chapter 139, of the general laws of 1875, entitled "an act to amend section 3, of chapter 78, of the general laws of 1867," entitled "an act for the preservation of game."

Have had the same under consideration and instruct me to report the same back with amendment, and recommend that when so amended, that it do pass.

O. C. HATHAWAY,  
*Chairman.*



The Joint Committee on Charitable and Penal Institutions, to whom was referred that portion of the governor's message, referring to the appointment of a commissioner to the International Prison Congress, have had the same under consideration, and instructed me to report by bill.

D. L. DOWNS,  
*Chairman.*

Said bill became  
No. 257, S.,

A bill to provide for the appointment of a commissioner to the International Prison Congress.

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The Joint Committee on Charitable and Penal Institutions, to whom was referred

No. 21, S.,

A bill to appropriate to the State Hospital for the Insane, a sum of money therein named.

Report the same back with amendment, and recommend that when so amended it do pass.

D. L. DOWNS,  
*Chairman.*

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The Joint Committee on Claims had under consideration

No. 252, S.,

A bill to appropriate a sum of money to A. E. Elmore and others,

And report said bill back by substitute, and recommend that said substitute do pass.

D. E. WELCH,  
*Chairman.*

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#### REPORT OF SELECT COMMITTEES.

The Select Committee to whom was referred

No. 33, S.,

A bill relating to town officers.

Have had the same under consideration, and respectfully report the same back with certain amendments, and the recommendation that it do pass when so amended.

S. S. FIFIELD,  
*Committee.*

On motion of Senator Fifield,

The rules were suspended and

The amendments reported by the committee were adopted and the title to the bill was amended so as to read as follows: "A bill relating to the Namakagon and Totogatic Dam Company, and amendatory of chapter 405, of the laws of Wisconsin of 1876;" and

the bill was recommitted to the Judiciary Committee and ordered printed.

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The Select Committee to whom was referred

No. 11, S.,

A bill relating to cemetery associations.

Respectfully report the same back with amendments, and recommend its passage when so amended.

GEO. B. BURROWS,  
*Committee.*

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Senator Hiner moved that the vote by which bill No. 206, S., was indefinitely postponed on yesterday, be re-considered.

Senator Schneider moved to lay the motion on the table, which motion was lost by the following vote:

Ayes—Senators Abert, Cavanagh, Hudd, Rankin, Reed, Ryan, Schneider, Williams, Wing—9.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Richardson, Scott, Tate, Torrey, Treat, Van Schaick, Welch—19.

Senator Hiner's motion to reconsider then prevailed.

Senator Williams moved to recommit the bill to the Committee on State Affairs.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Abert, Arnold, Cavanagh, Davis, Downs, Flint, Grimmer, Hudd, Mumbraue, Rankin, Reed, Schneider, Williams—13.

Noes—Senators Barden, Blair, Bones, Burrows, Douglas, Farr, Fifield, Hathaway, Hiner, Richardson, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—17.

Senator Williams offered the following amendment:

Amend by striking out sections 1 and 2.

The motion was lost by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Reed, Schneider, Williams—6.

Noes—Senators Arnold, Barden, Blair, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Richardson, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—20.

Senator Williams moved to amend by striking out section 2.

The motion was lost by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Farr, Grimmer, Hudd, Mumbraue, Rankin, Reed, Schneider, Williams—11.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Fifield, Flint, Hathaway, Hiner, Richardson, Scott, Tate, Torrey, Treat, Van Schaick, Welch—18.

Senator Davis moved to recommit the bill to the Judiciary Committee.

Which motion prevailed.

## MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has concurred in

No. 256, S.,

A bill relating to certificates of employes of the legislature, and amendatory of section 9, of chapter 345, of the laws of Wisconsin of 1876.

No. 203, S.,

A bill to amend chapter 313, laws of 1876, entitled "an act to revise, consolidate and amend the charter of the city of Racine," and the several acts amendatory thereof.

No. 62, S.,

A bill to amend chapter 138 of the private and local laws of 1857, entitled "an act to consolidate and amend the act to incorporate the city of Kenosha," and the several acts amendatory thereof.

No. 57, S.,

A bill to authorize Peter Wilkinson, Ignez Steinmetz, William Owen, Amos Johnson, Darius Palmer, and others, to erect and maintain a dam across Leach Creek, in Sauk county.

No. 45, S.,

A bill to amend section 1 of chapter 211, of the laws of 1874, entitled "an act relating to the purchase of stationery."

And has refused to concur in

No. 25, S.,

A bill to amend chapter 53, general laws of 1858, entitled "an act for the formation and protection of county agricultural societies."

And has amended and asks the concurrence of the Senate in amendments to

No. 4, S.,

A bill to extend the time of exemption from assessment and taxation of certain lands, fixed in the act incorporating the Winnebago and Lake Superior Railroad Company, approved April 6th, 1866, and in the act incorporating the Portage and Superior Railroad Company, approved April 9th, 1866.

I am also required by resolution of the Assembly to request the return of bill No. 25 S., to the Assembly.

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ASSEMBLY MESSAGE CONSIDERED.

No. 25, S.,

Was directed to be returned to the Assembly, as requested.

Senator Wing moved to recommit No. 4, S., to the Committee on Railroads.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Arnold, Cavanagh, Davis, Douglas, Flint, Mumbrue, Torrey, Williams, Wing—10.

Noes—Senators Abert, Barden, Blair, Bones, Burrows, Downs, Farr, Fifield, Grimmer, Hathaway, Hiner, Hudd, Reed, Richardson, Sacket, Scott, Tate, Treat, Van Schaick, Welch—20.

Senator Mumbroe offered the following amendment to the first amendment received from the Assembly :

Amend the amendment by adding the following :

*Provided*, however, and this exemption is granted upon the express condition that said company shall annually set aside, to be paid as hereinafter provided, to the counties where the lands exempted by this act lie, a sum of money equal to the amount of license fees, which would otherwise be required by law from said company during said year, and shall annually, on or before the first day of March, or within ninety days thereafter, pay to each such county the same proportionate part of said sum which the lands so exempted within said county, shall bear to the entire quantity of lands exempted by this act; said monies so paid to said counties shall be paid over to the several towns in said counties, for the use and benefit of said towns in the same proportion, which the quantity of lands exempted under the provisions of this act in each of said towns, bears to the whole quantity of lands exempted in said county.

The amendment was lost by the following vote :

Ayes—Senators Arnold, Cavanagh, Davis, Douglas, Flint, Mumbroe, Schneider, Williams, Wing—9

Noes—Senators Abert, Barden, Blair, Bones, Burrows, Downs, Farr, Fifield, Grimmer, Hathaway, Hiner, Hudd, Rankin, Reed, Richardson, Sacket, Scott, Tate, Treat, Van Schaick, Welch—21.

Senator Hiner moved the previous question. The motion being seconded, it prevailed by the following vote :

Ayes—Senators Abert, Barden, Blair, Bones, Burrows, Farr, Fifield, Grimmer, Hathaway, Hiner, Hudd, Reed, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—21.

Noes—Senators Arnold, Cavanagh, Davis, Douglas, Flint, Mumbroe, Rankin, Schneider, Williams—9.

The first amendment was then concurred in by the following vote :

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Downs, Farr, Fifield, Grimmer, Hathaway, Hiner, Hudd, Mumbroe, Reed, Richardson, Sacket, Scott, Treat, Van Schaick—20.

Noes—Senators Cavanagh, Davis, Douglas, Flint, Rankin, Schneider, Tate, Torrey, Welch, Williams, Wing—11.

The second amendment was then concurred in.

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### BILLS READY FOR A THIRD READING.

No. 3, A.,

A bill to amend an act to incorporate the Chamber of Commerce of the city of Milwaukee, approved February 29, 1868.

No. 24, A.,

A bill to legalize the acts of Joseph Mason, a justice of the peace of the county of Grant.

No. 52, A.,

A bill amendatory of and supplementary to the charter of the city of Milwaukee.

No. 67, A.,

A bill to authorize J. T. Mills, late judge of the fifth judicial circuit, to retain certain books on payment therefor.

No. 90, A.,

A bill to amend section 12, chapter 4, of chapter 337, private and local laws of 1871, entitled "an act to revise, consolidate and amend the act to incorporate the city of Prescott," and the several acts amendatory thereof.

No. 91, A.,

A bill to amend chapter 67, of the laws of Wisconsin for the year 1876, entitled "an act to authorize the taking of fish in the public waters of the state, for the purpose of artificial propagation."

No. 104, A.,

A bill to legalize the acts of O. B. Stevens, a justice of the peace of the county of Shawano.

No. 120, A.,

A bill relating to the powers and duties of the fish commissioners:

No. 434, A.,

A bill to amend section 2, of chapter 222, general laws of 1874. Were severally read a third time and concurred in.

No. 99, S.,

To amend section 1 of chapter 92, of the laws of 1876, entitled "an act for the preservation of duck and other wild fowl."

No. 146, S.,

A bill to provide for the alteration and the discontinuance of portions of the state road, from Black River Falls, in Jackson county, to the city of La Crosse, in La Crosse county.

No. 132, S.,

A bill to lay out and establish a state road, from the town of Hancock, Waushara county, to the town of Strong's Prairie in Adams county.

No. 129, S.,

A bill to authorize the town of Ahnapee to build and maintain a bridge across Ahnapee river.

Were severally read a third time and passed.

The Senate refused to pass

No. 80, S.,

A bill determining the manner of settling the question of licensing the sale of intoxicating liquors, and amendatory of chapter 35, Revised Statutes, intitled "an act to amend and revise the charter of the City of Wausau."

## BILLS ON THEIR THIRD READING.

No. 13, A.,

A bill to establish the school district of the city of Shawano, and to fix its boundaries.

No. 19, A.,

A bill to legalize the proceedings of school district No. 1, town of El Paso, county of Pierce.

No. 80, A.,

A bill relating to authorizing the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Racine, and amendatory of chapter 107, of the general laws of 1876. .

No. 146, A.,

A bill to provide for an abstract of tax titles in the county of Waushara, and amendatory of chapter 123, of the private and local laws of 1867.

Were severally ordered to a third reading.

No. 49, A.,

A bill relating to municipal aid in the construction of railroads, and to repeal section 3, chapter 289, of the laws of 1873.

Was indefinitely postponed.

No. 71, A.,

A bill relating to justices' courts, and amendatory of section 47, chapter 120, of the Revised Statutes.

Senator Hudd moved to indefinitely postpone the bill; which motion prevailed by the following vote:

Ayes—Senators Abert, Arnold, Barden, Bones, Cavanagh, Douglas, Fifield, Flint, Hudd, Rankin, Reed, Schneider, Scott, Van Schaick, Williams—15.

Noes—Senators Blair, Burrows, Davis, Downs, Farr, Grimmer, Hathaway, Hiner, Richardson, Tate, Torrey, Treat, Welch, Wing—13.

No. 142, A.,

A bill to amend chapter 220 of the laws of Wisconsin, approved March 9, 1876, entitled "an act to improve the south branch of the Eau Claire river and its tributaries in Clark county."

No. 144, A.,

A bill to amend chapter 219 of the laws of 1870, entitled "an act to improve the north branch of the Eau Claire river in the county of Clark."

Were recommitted to the Judiciary Committee.

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BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 36, S.,

A bill to amend sections 5, 6, and 8, of chapter 153, of the laws of 1876, relating to the corporation of fire departments in unincorporated villages.

No. 48, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to school district No. 7, town of Baraboo, county of Sauk.

No. 49, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Polk.

No. 102, S.,

A bill to amend an act entitled "an act to consolidate chapter 49 of the private and local laws of 1855, entitled 'an act to incorporate the village of Madison into a separate school district,' and all acts amendatory thereof," being chapter 203, of the private and local laws of 1867.

No. 114, S.,

A bill relating to the reduction of the price of swamp and overflowed lands in Jackson county.

No. 145, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the town of Pine Valley, in the county of Clark.

Were severally ordered engrossed and read a third time.

Jt. Res. No. 5, S.,

Ratifying and agreeing to Joint Resolution No. 7, adopted by the legislature of 1876, proposing an amendment to section 2, article VIII., of the constitution of this state.

Was ordered engrossed and read a third time by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mumbrue, Richardson, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—23.

Noes—Senators Abert, Cavanagh, Hudd, Rankin, Reed, Schneider—6.

The amendments to

No. 131, S.,

A bill to authorize the town of Necedah, in the county of Juneau, to appropriate a certain sum of money in aid of the construction of the Necedah and Camp Douglas Railroad.

No. 148, S.,

A bill to repeal chapter 313, of the private and local laws of 1869, entitled "an act to authorize the use of money arising from the sale of certain swamp and overflowed lands in the county of Portage, for drainage purposes," and to amend chapter 537, of the laws of 1865, relating thereto, and also to repeal chapter 105, of the private and local laws of 1875, entitled "an act to amend chapter 313, of the private and local laws of 1869."

Were adopted and the bills were ordered engrossed and read a third time.

The amendments to

No. 30, S.,

A bill to amend section 16, of chapter 130, of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

Were adopted.

Senator Richardson moved to indefinitely postpone the bill.

Which motion was lost, and the bill was then ordered engrossed and read a third time.

No. 88, S.,

A bill to provide for the expenditure of the proceeds of the sale of certain swamp lands in Kewaunee county.

Was indefinitely postponed.

No. 141, S.,

A bill relating to claims against counties, and amendatory of section 2, chapter 160, general laws of 1868.

Senator Downs moved to indefinitely postpone the bill. The ayes and noes being called for, the motion prevailed by the following vote:

Ayes—Senators Abert, Blair, Bones, Cavanagh, Davis, Downs, Flint, Grimmer, Hathaway, Rankin, Schneider, Scott, Tate, Torrey, Williams—15.

Noes—Senators Arnold, Burrows, Douglas, Fifield, Hiner, Mumbue, Reed, Richardson, Treat, Van Schaick, Welch, Wing—12.

Senator Rankin moved to reconsider the vote, by which No. 141, S., was indefinitely postponed, and that that motion be laid upon the table. Which motion prevailed.

No. 154, S.,

A bill authorizing school district No. 2 in the town of Little Wolf, Waupaca county, to borrow a certain sum of money.

Was recommitted to a select committee, consisting of Senator Mumbue.

The amendments to

No. 173, S.,

A bill to amend section 4, of chapter 57, of the laws of 1876, entitled "an act to amend chapter 273, of the laws of 1874," entitled "an act relating to railroad, express, and telegraph companies in the State of Wisconsin," and to repeal other sections and acts therein named.

Were adopted, and the bill was laid aside until to-morrow.

No. 83, S.,

A bill relating to the foreclosure of mortgages, and amendatory of chapter 145 of the Revised Statutes, entitled "of actions for the foreclosure of a mortgage, and the acts amendatory thereof."

No. 245, S.

Was laid over until to-morrow.

A bill authorizing and directing the secretary of state to order the binding of the reports of the railroad commissioner.

No. 211, S.,

A bill to appropriate to the Northern Wisconsin Agricultural and Mechanical Association, a sum of money therein named.



No. 189, S.,

A bill to appropriate to the Wisconsin Agricultural Society a sum of money therein named.

Were recommitted to the Committee on Claims.

J. Res. No. 8, S.,

Relating to removing the remains of Hon. A. W. Randall to Wisconsin.

Was recommitted to the Committee on State Affairs.

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The Committee on Enrolled Bills have examined and find correctly enrolled the following bills:

Jt. Res. No. 11, S.,

Relating to the coinage of silver.

No. 149, S.,

A bill to amend section 2 of chapter 192, of the laws of 1875, entitled "an act to authorize William Dunlap to keep and maintain a ferry across Lake Pepin from the village of Stockholm, Wisconsin, to Lake City, Minnesota.

No. 256, S.,

A bill relating to certificates of employes of the Legislature, and amendatory of section 9, of chapter 345 of the laws of Wisconsin, of 1876.

THOS. A. BONES,

*Chairman.*

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#### LEAVE OF ABSENCE.

Indefinite leave of absence was granted to Senator Douglas.

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On motion of Senator Tate,  
The Senate adjourned.

SATURDAY, FEBRUARY 17, 1877.

The Senate met,  
The Lieutenant Governor presiding.

Prayer by the Rev. H. A. Winter.

The roll was called, and the following Senators answered to their names:

Senators Arnold, Barden, Blair, Bones, Burrows, Davis, Downs, Farr, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Rankin, Reed, Richardson, Ryan, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing.

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#### LEAVE OF ABSENCE.

Leave of absence was granted to Senators Wing and Abert, until Tuesday morning.

To Senator Hudd, indefinitely.

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Senator Reed moved that when the Senate adjourn, it adjourn until 7:30 o'clock Monday evening, which motion prevailed.

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#### REPORTS OF COMMITTEES.

The Committee on Judiciary, to whom was referred

No. 72, A.,

A bill relating to liens for labor upon logs and timber in Chipewa county, and amendatory of section 1 of chapter 372 of the general laws of 1876, entitled "an act to amend sections 1 and 12 of chapter 186 of the general laws of 1861," and also to repeal chapter 161 of the general laws of 1874, entitled "an act to amend chapter 186 of general laws of 1861."

Respectfully report the same back to the Senate and recommend the same be concurred in.

L. W. BARDEN,  
*Chairman.*

The Committee on Judiciary, to whom was referred  
No. 170, S.,

A bill to empower the board of trustees of any incorporated village, or the common council of any city, to prescribe the duties and qualifications of street commissioners.

Respectfully report the same back to the Senate with an amendment, and recommend its passage when so amended.

L. W. BARDEN,  
*Chairman.*

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The Judiciary Committee to whom was referred  
No. 206, S.,

A bill authorizing and requiring the Farm Mortgage Land Commissioners, appointed under chapter 446, of the private and local laws of 1868, to extend the benefits of said act to certain other parties equitably entitled thereto.

Respectfully report the same back to the Senate with amendments, and recommend its passage when so amended.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred  
No. 136, S.,

A bill relating to the trial of certain criminal cases.

No. 134, S.,

A bill concerning the acknowledgment of deeds.

No. 137, S.,

A bill to prevent the adulteration of food.

Respectfully report the said bills back to the Senate with certain amendments, and recommend their passage when so amended.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred  
No. 113, S.,

A bill to amend section 5, chapter 144 of the general laws of 1872, entitled "an act for the organization of corporations for manufacturing and other purposes."

Have instructed me to report the same back with amendments and recommend its passage when so amended.

No. 142, S.,

A bill to amend chapter 220 of the laws of Wisconsin, approved March 9, 1876, entitled "an act to improve the south branch of the Eau Claire river and its tributaries in Clark county."

No. 144, S.,

A bill to amend chapter 219, of the laws of Wisconsin, approved March 9, 1876, entitled "an act to improve the north branch of the Eau Claire river in the county of Clark."

And a majority of the committee have instructed me to report the same back with amendments and recommend their passage when so amended.

Senators Hudd and Wing dissenting, on the ground that said bills are unconstitutional.

L. W. BARDEN,  
*Chairman.*

The Committee on Engrossed Bills have examined and find correctly engrossed the following bills :

No. 145, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of its trust funds to the town of Pine Valley, in the county of Clark, Wisconsin.

No. 49, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state, to the county of Polk.

No. 131, S.,

A bill to authorize the town of Necedah, in the county of Juneau, to appropriate a certain sum of money in aid of the construction of the Necedah and Camp Douglas railroad.

No. 114, S.,

A bill relating to the reduction of the price of swamp and overflowed lands in Jackson county.

No. 189, S.,

A bill to appropriate to the Wisconsin State Agricultural Society, a sum of money therein named.

Jt. Res. No. 5, S.,

Ratifying and agreeing to Joint Resolution No. 7, adopted by the Legislature of 1876, proposing an amendment to section 2, article VIII. of the constitution of this state.

No. 148, S.,

A bill relating to swamp lands in certain localities, and to repeal chapter 313, of the private and local laws of 1869, entitled "an act to authorize the use of money arising from the sale of certain swamp and overflowed lands in the county of Portage for drainage purposes, and to amend chapter 537, of the laws of 1865, relating thereto;" and also to repeal chapter 105, of the private and local laws of 1875, entitled "an act to amend chapter 313, of the private and local laws of 1869."

No. 151, S.,

A bill to amend chapter 244, of the private and local laws of 1867, entitled "an act to incorporate the village of Trempealeau."

No. 210, S.,

A bill concerning town boards of review.

GEO. B. BURROWS,  
*Chairman.*

The Committee on Enrolled Bills have examined and find correctly enrolled

No. 4, S.,

A bill to extend the time of exemption from assessment and taxation of certain lands, fixed in the act incorporating the Winnebago and Lake Superior Railroad Company, approved April 6, 1866, and in the act incorporating the Portage and Superior Railroad Company, approved April 9, 1866.

No. 62, S.,

A bill to amend chapter 133, of the private and local laws of 1857, entitled "an act to consolidate and amend the act to incorporate the city of Kenosha, and the several acts amendatory thereof."

THOMAS A. BONES,  
*Chairman.*

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The Committee on Incorporations and Public Improvements, to whom was referred

No. 173, A.,

A bill to incorporate the city of Chilton.

No. 229, A.,

A bill to prevent fraud by coloring grain.

Report the said bills back with recommendation that they be concurred in.

THOMAS B. SCOTT,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Committee to whom was referred

No. 110, S.,

A bill relating to apportioning the bonded indebtedness of the town of Jefferson, in Jefferson county, and amendatory of section 2, chapter 12, laws of 1874.

Would respectfully report the same back and recommend its message.

W. W. REED,  
*Chairman.*

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Select Committee to whom was referred

No. 202, S.,

A bill to amend section 1, of chapter 121, of the General Laws of 1856, entitled "an act concerning railroads."

Report the same back, and recommend its reference to the Committee on Railroads.

T. R. HUDD,  
*Committee.*

So ordered.

The Select Committee to whom was referred

No. 52, S.,

A bill to provide for the protection of game in the county of Burnett.

Report the same back with the recommendation that it do pass.

S. S. FIFIELD,  
*Committee.*

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The Select Committee to whom was referred

No. 124, S.,

A bill appointing four trustees for the Galesville University, and authorizing the General Assembly of the Presbyterian church in the United States of America, to appoint eight trustees therefor, also repealing section one (1), of chapter eleven (11), of the private and local laws of 1862, and chapter 259, of the private and local laws of 1870.

Has had the same under consideration, and reports the same back with amendments, and recommends its passage when so amended.

ALEX. A. ARNOLD,  
*Committee.*

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The Special Committee to whom was referred

No. 68, S.

A bill to legalize the acts of the Waukesha County Agricultural Society.

Report the same back with amendments, and recommend its passage when so amended.

WM. BLAIR,  
*Committee.*

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#### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed and asks the concurrence of the Senate in

No. 187, A.

A bill to legalize the official acts of Ed. F. Carpenter, as notary public for Rock county.

No. 164, A.,

A bill to authorize the city of Racine to appropriate certain moneys.

No. 172, A.,

A bill to extend the benefits of the public schools, in the State of Wisconsin.

No. 149, A.,

A bill to appropriate to George B. Smith and William F. Vilas, a sum of money therein named.

No. 139, A.,

A bill to prevent certain officers and teachers from acting as agents, in the sale of school books.

No. 251, A.,

A bill relating to the registering of the names of persons who have heretofore or may hereafter declare their intentions to become citizens, or who have been or may hereafter be admitted to become citizens of the United States of America, and amendatory of chapter 60, laws of 1866.

No. 1, A.,

A bill to authorize the town of Mukwa, in the county of Wau-paca, to issue its corporate bonds in payment of the judgment against the said town, in favor of Geo. F. Hammond and Sophia C. Hammond.

No. 214, A.,

A bill to legalize the acts of Frank Higgins, a justice of the peace in the county of Lafayette.

No. 165, A.,

A bill to repeal chapter 237, of the laws of 1875, and re-enact chapter 233, of the laws of 1865, relating to the city of Watertown.

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#### ASSEMBLY MESSAGE CONSIDERED.

Nos. 164 and 165, A.,

Were referred to the Committee on Incorporations.

Nos. 172 and 139, A.,

Were referred to the Committee on Education.

Nos. 251 and 214, A.,

Were referred to the Judiciary Committee.

No. 1, A.,

Was referred to a Select Committee, consisting of Senator Mumbrue.

No. 149, A.,

Was placed in the General File.

No. 187, A.,

On motion of Senator Richardson, the rules were suspended and the bill was read a third time and concurred in.

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#### BILLS READY FOR A THIRD READING.

No. 159, S.,

A bill to provide for the competency of married women as witnesses.

No. 167, S.,

A bill relating to towns and town officers, and amendatory of section 87 of chapter 15 of the Revised Statutes.

No. 190, S.,

A bill to amend sections 6 and 8, chapter 93 of the general laws of 1870, entitled "an act for the improvement and raising of stock."

No. 238, S.,

A bill to authorize the state treasurer to retain certain moneys belonging to Taylor county, and pay the same over to the county of Lincoln.

No. 241 S.,

A bill to authorize the city of Appleton to issue corporate bonds for bridge purposes.

Were read a third time and passed.

No. 74, S.,

A bill to appropriate to the Northern Hospital for the Insane a sum of money for the purchase of an engine and boiler and to place cast iron radiators under the north wing of said hospital.

Was read a third time and passed, by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Davis, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Rankin, Richardson, Ryan, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—27.

No—Senator Reed—1.

No. 13, A.,

A bill to establish the school district of the city of Shawano, and to fix its boundaries.

No. 19, A.,

A bill to legalize the proceedings of school district No. 1, town of El Paso, county of Pierce.

No. 80, A.,

A bill relating to authorizing the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Racine, and amendatory of chapter 107, of the general laws of 1876.

No. 146, A.,

A bill to provide for an abstract of tax titles in the county of Waushara, and amendatory of chapter 123, of the private and local laws of 1867.

Were severally read a third time and concurred in.

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## BILLS ON THEIR THIRD READING.

No. 87, A.,

A bill relating to the geological survey of the State of Wisconsin, and amendatory of chapter 292, of the general laws of 1873, entitled "an act to provide for a complete geological survey of Wisconsin and to repeal chapter 137, of the general laws of 1870, entitled 'an act to provide for a survey of the lead districts, making maps and collecting statistics from the same,' and chapter 136, of the general laws of 1872, amendatory thereof."



Senator Rankin moved to lay the bill aside until Tuesday morning,

Which motion was lost.

The ayes and noes being demanded, the bill was ordered to a third reading by the following vote:

Ayes—Senators Arnold, Barden, Blair, Burrows, Davis, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Richardson, Scott, Tate, Torrey, Treat, Van Schaick, Wing—19.

Noes—Senators Hudd, Mumbrue, Rankin, Reed, Ryan, Welch—7.

## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 172, S.,

A bill limiting the time of imprisonment of person committed to jail for non-payment of fines.

No. 198, S.,

A bill relating to corporations organized under the laws of this state and amendatory of section 8 of an act entitled "an act to authorize the organization of corporations other than for the purposes of manufacturing, mercantile, insurance, banking, transportation, or trading purposes," approved March 25th, 1872.

Were ordered engrossed and read a third time.

The amendments to

No. 11, S.,

A bill relating to cemetery associations.

No. 23, S.,

A bill to amend chapter 139 of the general laws of 1875, entitled "an act to amend section 3 of chapter 78 of the general laws of 1867, entitled 'an act for the preservation of game.'"

Were adopted and the bills were ordered engrossed and read a third time.

The amendments to

No. 252, S.,

A bill to appropriate a sum of money to A. E. Elmore and others.

Was adopted, and the title amended so as to read as follows:

A bill to appropriate a sum of money therein named to A. E. Elmore and others for services rendered under Jt. Res. No. 13, S., session of 1876.

And the bill was ordered engrossed and read a third time.

No. 182, S.,

A bill relating to loans of school and university trust funds to school districts, and amendatory of section 5, chapter 42, of the general laws of 1871.

Senator Mumbrue offered the following amendment:

Amend by adding after the word "commissioners," in the 9th line of printed bill, "*provided*, such consent shall in no way release any security for loans of school money."

The amendment was adopted, and

The bill was ordered engrossed and read a third time.

The amendments to

No. 21, S.,

A bill to appropriate to the State Hospital for the Insane a sum of money therein named.

Were adopted, and the bill was recommitted to the Committee on Claims.

No. 234, S.,

A bill to amend chapter 314, of the laws of 1876, entitled "an act relating to trespassing on state lands."

Was recommitted to the Judiciary Committee.

No. 135, S.,

A bill relating to appeals from justices' courts, and amendatory of section 205, of chapter 120 of the Revised Statutes.

Was recommitted to a select committee, consisting of Senator Hudd.

No. 229, S.,

A bill to authorize a change of the trial in certain cases.

Was recommitted to a select committee, consisting of Senator Wing.

No. 179, S.,

A bill to authorize the several counties in the state to issue bonds for a certain purpose.

Was recommitted to a select committee, consisting of Senator Scott.

No. 195, S.,

A bill to amend chapter 14 of the Revised Statutes, entitled "of the jurisdiction of justices in criminal cases, and the proceedings thereon."

Was indefinitely postponed.

No. 140, S.,

A bill in relation to attorneys of courts of record.

Senator Arnold offered the following amendment:

Amend by striking out from the 13th line of printed bill the words "and good moral character."

The amendment was adopted.

Senator Hudd moved that the rules be suspended and the bill be put upon its passage. Which motion was lost and the bill was indefinitely postponed.

No. 152, S.,

A bill to repeal chapter 407 of the laws of Wisconsin of 1876, entitled "an act for locating and changing county seats," and to re-enact and amend section 2 of chapter 89, of the general laws of 1872.

Senator Wing moved to recommit the bill to the Judiciary Committee. The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Arnold, Blair, Hudd, Mumbroe, Rankin, Ryan, Schneider, Wing—8.

Noes—Senators Barden, Bones, Burrows, Downs, Farr, Fifield,

Flint, Grimmer, Hathaway, Hiner, Scott, Tate, Torrey, Van Schaick, Welch—15.

No. 83, S.,

A bill relating to the foreclosure of mortgages, and amendatory of chapter 145 of the Revised Statutes, entitled "of actions for the foreclosure of a mortgage," and the acts amendatory thereof.

Was on motion of Senator Downs, laid aside until Tuesday morning.

No. 173, S.,

A bill to amend section 4, of chapter 57, of the laws of 1876, entitled "an act to amend chapter 273, of the laws of 1874, entitled 'an act relating to railroad, express, and telegraph companies in the State of Wisconsin,'" and to repeal other sections and acts therein named.

Was laid aside until Wednesday morning.

On motion of Senator Barden,

No. 206, S.,

A bill authorizing and requiring the farm mortgage land commissioners appointed under chapter 446 of the private and local laws of 1868, to extend the benefits of said act to certain other parties equitably entitled thereto.

Was considered at this time. The amendments were adopted and the bill was ordered engrossed and read a third time.

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On motion of Senator Arnold,  
The Senate adjourned.

MONDAY, FEBRUARY 19, 1877.  
7:30 P. M.

The Senate met,

The President *pro tem.* in the chair.

The roll was called and the following Senators answered to their names :

Senators Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Rankin, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Van Schaick, Welch, Williams.

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#### LEAVE OF ABSENCE.

Indefinite leave of absence was granted to Senator Mumbrue.

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#### REPORTS OF COMMITTEES.

The Committee on Education, to whom was referred

No. 94, A.,

A bill relating to aid and amendatory of section 2, chapter 323 of the general laws of 1875, entitled "an act to authorize the establishment of free high schools," have had the same under consideration and instructed me to report the same back with the recommendation that it be concurred in.

H. RICHARDSON,  
*Chairman.*

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The Committee on Roads and Bridges to whom was referred

Res. No. 17, S.,

Relating to the collection and appropriation of moneys for road and bridge purposes.

Have had the same under consideration, and ask leave to report by bill.

GEO. GRIMMER,  
*Chairman.*

Said bill became  
No. 258, S.,  
A bill to amend chapter 19, of the Revised Statutes, relating to  
roads and bridges.

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The Committee on State Affairs, to whom was referred  
No. 61, A.,  
A bill relating to fire departments, and amendatory of chapter  
126, general laws of 1870.

Have had the same under consideration, and instructed me to  
report the same back with recommendation that it be concurred  
in.

O. C. HATHAWAY,  
*Chairman.*

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The Committee on State Affairs, to whom was referred  
No. 96, S.,  
A bill to distribute more equally the burden of taxation in cer-  
tain counties in this state.

Have had the same under consideration, and instruct me to re-  
port the bill back and recommend its passage, unless there may be  
constitutional objections to the same; to determine which, this  
Committee respectfully request its reference to the Committee on  
Judiciary.

O. C. HATHAWAY,  
*Chairman.*

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So ordered.

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The Committee on Engrossed Bills have examined and find cor-  
rectly engrossed the following bills :

No. 252, S.,  
A bill to appropriate a sum of money therein named to A.  
E. Elmore and others, for services rendered under Jt. Res. No. 13,  
session of 1876.

No. 36, S.,  
A bill to amend sections 5 and 8, of chapter 153, of the laws  
of 1876, relating to the corporation of fire departments in unincor-  
porated villages.

No. 102, S.,  
A bill to amend and to an act entitled "an act to consoli-  
date chapter 49 of the private and local laws of 1855, entitled 'an  
act to incorporate the village of Madison into a separate school dis-  
trict,' and all acts amendatory thereof," being chapter 203, of the  
private and local laws of 1867.

No. 48, S.,  
A bill to authorize the commissioners of school and university  
lands to loan a portion of the trust funds of the state to school dis-  
trict No. 7, town of Baraboo, county of Sauk.

No. 172, S.,

A bill limiting the term of imprisonment of persons committed to jail for non-payment of fines.

No. 206, S.,

A bill authorizing and requiring the Farm Mortgage Land Commissioners, appointed under chapter 446, of the private and local laws of 1868, to ~~extend the~~ benefits of said act to certain other parties equitably entitled thereto.

No. 30, S.,

A bill to amend section 16, of chapter 130, of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

GEO. B. BURROWS,  
*Chairman.*

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The Committee on Enrolled Bills have examined and find correctly enrolled the following bills:

No. 57, S.,

A bill to authorize Peter Wilkinson, Ignec Steinmetz, William Owen, Amos Johnson, Darius Palmer, and others, to erect and maintain a dam across Leach Creek, in Sauk county.

No. 45, S.,

A bill to amend section 1 of chapter 211, of the laws of 1874, entitled "an act relating to the purchase of stationery."

No. 203, S.,

A bill to amend chapter 313, of the laws of 1876, entitled "an act to revise, consolidate and amend the charter of the city of Racine, and the several acts amendatory thereof."

THOS. A. BONES,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee to whom was referred

No. 105, S.,

A bill relating to the assessment and collection of taxes, and issuing of tax deeds in Jackson county.

No. 179, S.,

A bill to authorize the several counties in the state to issue bonds for a certain purpose.

Has had the same under consideration, and respectfully report them back to the Senate with amendments, and recommend their passage when so amended.

THOMAS B. SCOTT,  
*Committee.*

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#### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 435, A.,

A bill to amend section 2, chapter 191, of the laws of 1876, entitled "an act in relation to justices of the peace and constables of the city of Milwaukee, and to repeal chapter 332, general laws of 1875."

No. 274, A.,

A bill to authorize the county board of supervisors of Milwaukee county to levy a special tax for the payment of the county bonds, which become due in 1880.

No. 365, A.,

A bill amendatory of and supplementary to the charter of the city of Milwaukee.

No. 301, A.,

A bill to authorize the levy of a special tax in the Ninth and Tenth wards of the city of Milwaukee, for the purchase of a public park.

No. 179, A.,

A bill relating to the improvement of certain portions of the Embarras river, and amendatory of chapter 249, of the laws of 1876.

No. 42, A.,

A bill relating to estates in dower, and amendatory of sections 17, 18 and 19, of chapter 89, of the Revised Statutes.

No. 209, A.,

A bill to repeal chapter 276, of the general laws of 1875, entitled "an act to fix the fees of the register of deeds of the county of Milwaukee, for the registration of marriages, births and deaths."

No. 23, A.,

A bill relating to town treasurers, and defining their duties in certain cases.

No. 85, A.,

A bill to amend chapter 60, of the laws of 1866, in relation to registering the names of persons declaring their intention to become citizens of the United States.

No. 182, A.,

A bill to authorize the construction of a viaduct on Reservoir avenue, in the 6th ward of the city of Milwaukee.

No. 193, A.,

A bill relating to prisons and common jails, and amendatory of section 9, of chapter 190, of the Revised Statutes.

No. 84, A.,

A bill to amend section 16, of chapter 141, of the Revised Statutes, entitled "of the recovery of real property."

No. 215, A.,

A bill to authorize the transfer into the proper offices of certain documents belonging to the state.

No. 92, A.,

A bill relating to foreclosure sales, and amendatory of section 2, chapter 299, of the laws of 1863.

No. 230, A.,

A bill to increase the amount of the official bond of the clerk of the circuit court of Milwaukee county.

No. 256, A.,

A bill to discontinue a state road from Chippewa Falls, in Chippewa county, to Augusta, in the town of Bridge Creek, in Eau Claire county.

No. 66, A.,

A bill relating to public printing, and amendatory of section 28, chapter 243, of the laws of 1874.

And has concurred in

No. 51, S.,

A bill to authorize the city of Janesville to issue bonds to provide and pay for engine houses in said city.

And has amended, and concurred in as amended,

No. 176, S.,

A bill to repeal chapter 52 of the laws of Wisconsin of 1876, entitled "an act amendatory of chapter 72 of the private and local laws of 1858, relating to the city of Ripon."

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#### ASSEMBLY MESSAGE CONSIDERED.

Nos. 435, 42, 23, 85, 84, 92, A.,

Were referred to the Judiciary Committee.

Nos. 274, 365, 301, 209, 182, 230, A.,

Were referred to a select committee consisting Senators Van Schaick, Abert and Mitchell.

No. 179, A.,

Was referred to the Committee on Incorporations and Public Improvements.

No. 193, A.,

Was referred to the Committee on Charitable and Penal Institutions.

No. 215, A.,

Was referred to the Committee on State Affairs.

No. 256, A.,

Was referred to Committee on Roads and Bridges.

No. 66, A.,

Was placed in the General File.

The amendments to No. 176, S., were concurred in.

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#### BILLS ON THEIR THIRD READING.

No. 149, A.,

A bill to appropriate to George B. Smith and William F. Vilas, a sum of money therein named.

No. 173, A.,

A bill to incorporate the city of Chilton.



Were ordered to a third reading.

The amendments to

No. 72, A.,

A bill relating to liens for labor upon logs and timber in Chippewa county, and amendatory of section 1 of chapter 372 of the general laws of 1876, entitled "an act to amend sections 1 and 12 of chapter 186 of the general laws of 1861," and also to repeal chapter 161 of the general laws of 1874, entitled "an act to amend chapter 186 of general laws of 1861."

No. 142, A.,

A bill to amend chapter 220 of the laws of Wisconsin, approved March 9, 1876, entitled "an act to improve the south branch of the Eau Claire river and its tributaries in Clark county."

No. 144, A.,

A bill to amend chapter 219 of the laws of Wisconsin, approved March 9, 1876, entitled "an act to improve the north branch of the Eau Claire river in the county of Clark."

Were adopted and the bills were ordered to a third reading.

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#### BILLS READY FOR A THIRD READING.

No. 110, S.,

A bill relating to apportioning the bonded indebtedness of the town of Jefferson, in Jefferson county, and amendatory of chapter 12, laws of 1874.

No. 131, S.,

A bill to authorize the town of Necedah, in the county of Juneau, to appropriate a certain sum of money in aid of the construction of the Necedah and Camp Douglas Railroad.

No. 133, S.,

A bill to amend section 2 of chapter 71, general laws of 1858, entitled "an act for the keeping of insane persons."

No. 145, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the town of Pine Valley, in the county of Clark.

No. 151, S.,

A bill to amend chapter 224, of the private and local laws of 1867, entitled "an act to incorporate the village of Trempealeau."

No. 210, S.,

A bill concerning town boards of review.

Were severally read a third time and passed.

No. 87, A.,

A bill relating to the geological survey of the State of Wisconsin, and amendatory of chapter 292 of the general laws of 1873, entitled "an act to provide for a complete geological survey of Wisconsin, and to repeal chapter 137, of the general laws of 1870, entitled 'an act to provide for a survey of the lead districts, making maps and collecting statistics from the same, and chapter 136, of the general laws of 1872, amendatory thereof.'"

Was read a third time, and the ayes and noes being demanded, the bill was concurred in by the following vote :

Ayes—Senators Arnold, Blair, Burrows, Davis, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Richardson, Sacket, Scott, Tate, Torrey, Van Schaick—16.

Noes—Senators Barden, Bones, Cavanagh, Farr, Rankin, Reed, Ryan, Schneider, Welch, Williams—10.

Jt. Res. No. 5, S.,

Ratifying and agreeing to Joint Resolution No. 7, adopted by the legislature of 1876, proposing an amendment to section 2, article VIII. of the constitution of this state.

Was adopted by the following vote :

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Davis, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Reed, Richardson, Scott, Tate, Torrey, Van Schaick, Welch, Williams—21.

Noes—Senators Rankin, Schneider—2.

No. 114, S.,

A bill relating to the reduction of the price of swamp and overflowed lands in Jackson county.

No. 148, S.,

A bill to repeal chapter 313, of the private and local laws of 1869, entitled "an act to authorize the use of money arising from the sale of certain swamp and overflowed lands in the county of Portage, for drainage purposes," and to amend chapter 537, of the laws of 1865, relating thereto, and also to repeal chapter 105, of the private and local laws of 1875, entitled "an act to amend chapter 313, of the private and local laws of 1869."

Were laid aside till Wednesday.

No. 49, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Polk.

Was, on motion of Senator Davis, recommitted to the Judiciary Committee.

No. 229, A.,

A bill to prevent fraud by coloring grain.

Senator Williams moved to indefinitely postpone the bill, which motion was lost, and on motion of Senator Davis the bill was laid aside until tomorrow.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 52, S.,

A bill to provide for the protection of game in the county of Burnett.

Was ordered engrossed and read a third time.

The amendments to

No. 68, S.,

A bill to legalize the acts of the Waukesha County Agricultural Society.

No. 134, S.,

A bill concerning the acknowledgment of deeds.

No. 170, S.,

A bill to empower the board of trustees of any incorporated village, or the common council of any city, to prescribe the duties and qualifications of street commissioners.

Were adopted, and the bills were ordered engrossed and read a third time.

The amendments to

No. 113, S.,

A bill to amend section 5, chapter 144 of the general laws of 1872, entitled "an act for the organization of corporations for manufacturing and other purposes."

Were adopted and the bill was laid aside until Wednesday.

The amendments to

No. 137, S.,

A bill to prevent the adulteration of food.

Were adopted, and the bill was laid aside.

The amendments for

No. 124, S.,

A bill appointing four trustees for the Galesville University, authorizing the General Assembly of the Presbyterian Church in the United States of America, to appoint eight trustees therefor, also repealing section 1, of chapter 11 of the private and local laws of 1862, and chapter 259 of the private and local laws of 1870.

Were adopted by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows Cavanagh, Davis, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Reed, Richardson, Scott, Tate, Torrey, Van Schaick, Welch, Williams—22.

The bill was then ordered engrossed and read a third time by the following vote:

Ayes—Senators Arnold, Blair, Bones, Burrows, Cavanagh, Davis, Grimmer, Hathaway, Reed, Richardson, Scott, Torrey—12.

Noes—Senators Downs, Fifield, Flint, Hiner, Rankin, Ryan, Schneider, Tate, Welch—9.

No. 136, S.,

A bill relating to the trial of certain criminal cases.

The amendments reported by the committee were rejected, and the bill was ordered engrossed and read a third time.

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On motion of Senator Schneider,  
The Senate adjourned.

TUESDAY, FEBRUARY 20, 1877.

The Senate met,

The Lieut-Governor in the chair.

Prayer by the Rev. Dr. Wilkinson.

The roll was called, and the following Senators answered to their names:

Senators Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Rankin, Reed, Richardson, Ryan, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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#### REPORTS OF COMMITTEES.

The Committee on Roads and Bridges, to which was referred

No. 29, A.,

A bill to establish and maintain a ferry across lake Pepin and Mississippi river, from Pepin, in the county of Pepin.

No. 208, S.,

A bill to amend chapter 152, general laws of 1872, entitled "an act to authorize the county board of supervisors in the several counties in this state, to levy a special tax for county road purposes, and to repeal chapter 229, general laws of 1874.

Has had the same under consideration and instructed me to report them back with the recommendation that No. 29, A., be concurred in, and that No. 208, S., do pass.

GEO. GRIMMER,

*Chairman.*

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The Committee on Incorporations and Public Improvements, to whom was referred

No. 164, A.,

A bill to authorize the city of Racine to appropriate certain moneys.

No. 165, A.,

A bill relating to ward officers of the city of Watertown, and amendatory of an act to incorporate the city of Watertown, and

18—s J

the several acts amendatory thereof, approved March 28th, 1865, and repealing chapter 237, of the laws of 1875, approved March 5th, 1875.

Report said bills back to the Senate with recommendation that they be concurred in.

THOMAS B. SCOTT,  
*Chairman.*

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### COMMUNICATIONS.

STATE OF WISCONSIN, EXECUTIVE DEPARTMENT,  
MADISON, February 19, 1877.

*To the Honorable, the Legislature:*

I herewith transmit for your information a copy of a joint resolution, adopted by the Legislature of Michigan, approved February 16, 1877, and a copy of the letter of transmissal from His Excellency, the Governor.

H. LUDINGTON,  
*Governor.*

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STATE OF MICHIGAN, EXECUTIVE OFFICE,  
LANSING, February 16, 1877.

*To His Excellency, Harrison Ludington, Governor of Wisconsin:*

SIR:—Herewith I have the honor to transmit Joint Resolution of the Legislature of this state in regard to the erection of a light-house on Stannard Rock, Lake Superior.

As your state, in common with this, has a large interest in the navigation and commerce of the great lakes, I respectfully ask, if approved by you, that you lay the enclosed resolution before the legislature of your state, with a view of securing its co-operation, as well as your own, in aid of an early construction of the proposed lighthouse.

With sentiments of the highest regard, I am

Your obedient servant,

CHARLES M. CROWELL.

Joint Resolution asking Congress for an appropriation for the erection of a light-house and steam fog signal on Stannard's Rock, Lake Superior.

*Whereas,* The Lighthouse Board have for several years deemed it necessary to the interests of commerce that a lighthouse and fog signal should be erected on Stannard's Rock, Lake Superior, and

*Whereas,* A bill making an appropriation therefor has been introduced in the House of Representatives, but has not yet been acted on, and

*Whereas,* The great and increasing commerce of our lakes, (exceeding our ocean tonnage) imperatively demands the prosecution and completion of the work named, at an early day; therefore

*Resolved by the Senate and House of Representatives of the State of*

*Michigan*, That our Senators and Representatives in Congress be requested to use all honorable means to procure the necessary appropriation for the erection of a lighthouse and fog signal on Stannard's Rock, Lake Superior, under the superintendence of the Lighthouse Board.

*Resolved*, That his Excellency the Governor be requested to transmit copies of the foregoing preamble and resolution to the Governors and Legislatures of Minnesota, Wisconsin, Illinois, Ohio, Pennsylvania, and New York, requesting their co-operation, and to each of our Senators and Representatives in Congress.

Approved February 13th, 1877.

CHARLES M. CROWELL.

ALONZO SESSIONS,

*President of the Senate.*

JOHN T. RICH,

*Speaker of the House of Representatives.*

STATE OF MICHIGAN,

OFFICE OF THE SECRETARY OF STATE. } ss.

I, E. G. D. Holden, secretary of state of the State of Michigan, do hereby certify that I have compared the annexed copy of a joint resolution, asking Congress for an appropriation for the erection of a light house and steam fog signal on Stannard's Rock, Lake Superior, with the original, filed in this office February 13, 1877, and that it is a true and correct transcript therefrom, and of the whole of such original.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Michigan, at Lansing, this 13th day of February, in the year of our Lord one thousand eight hundred and seventy-seven.

[Great Seal]

E. G. D. HOLDEN,

*Secretary of State.*

### BILLS READY FOR A THIRD READING.

No. 30, S.,

A bill to amend section 16, of chapter 130, of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

No. 36, S.,

A bill to amend sections 5 and 8, of chapter 153, of the laws of 1876, relating to the corporation of fire departments in unincorporated villages.

No. 48, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to school district No. 7, town of Baraboo, county of Sauk.

No. 102, S.,

A bill to amend and add to an act entitled "an act to consoli-

date chapter 49, of the private and local laws of 1855, entitled 'an act to incorporate the village of Madison into a separate school district,' and all acts amendatory thereof," being chapter 203, of the private and local laws of 1867.

No. 172, S.,

A bill limiting the term of imprisonment of persons committed to jail for non-payment of fines.

No. 206, S.,

A bill authorizing and requiring the farm mortgage land commissioners appointed under chapter 446 of the private and local laws of 1868, to extend the benefits of said act to certain other parties equitably entitled thereto.

Were severally read a third time and passed.

No. 252, S.,

A bill to appropriate a sum of money therein named to A. E. Elmore and others, for services rendered under Jt. Res. No. 13, session of 1876.

Was read a third time and passed by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Rankin, Richardson, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing—26.

No. 72, A.,

A bill relating to liens for labor upon logs and timber in Chipewewa county, and amendatory of section 1 of chapter 372 of the general laws of 1876, entitled "an act to amend sections 1 and 12 of chapter 186 of the general laws of 1861," and also to repeal chapter 161 of the general laws of 1874, entitled "an act to amend chapter 186 of the general laws of 1861."

No. 142, A.,

A bill to amend chapter 220 of the laws of Wisconsin, approved March 9, 1876, entitled "an act to improve the south branch of the Eau Claire river and its tributaries in Clark county."

No. 144, A.,

A bill to amend chapter 219 of the laws of Wisconsin, approved March 9, 1876, entitled "an act to improve the north branch of the Eau Claire river in the county of Clark."

No. 173, A.,

A bill to incorporate the city of Chilton.

Were severally read a third time and concurred in.

No. 149, A.,

A bill to appropriate to George B. Smith and William F. Vilas a sum of money therein named.

Was read a third time, and concurred in by the following vote:

Ayes—Senators Arnold, Blair, Bones, Burrows, Cavanagh, Davis, Downs, Fifield, Grimmer, Hiner, Rankin, Reed, Richardson, Schneider, Scott, Treat, Van Schaick, Welch, Williams, Wing—20.

Noes—Senators Barden, Douglas, Flint, Hathaway, Sacket, Tate, Torrey—7.

## BILLS ON THEIR THIRD READING.

No. 94, A.,

A bill relating to and amendatory of section 2, chapter 323 of the general laws of 1875, entitled "an act to authorize the establishment of free high schools."

No. 229, A.,

A bill to prevent fraud by coloring grain.

Were ordered to a third reading.

## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

The amendments to

No. 105, S.,

A bill relating to the assessment and collection of taxes, and issuing of tax deeds in Jackson County.

Were adopted, and the title amended so as to read as follows:

"A bill relating to issuing tax deeds upon certain lands sold for taxes, in Jackson county, but now in Wood county,"

And the bill was ordered engrossed and read a third time.

The amendments to

No. 179, S.,

A bill to authorize the several counties in the state to issue bonds for a certain purpose.

Were adopted, the title amended so as to read as follows:

"A bill to amend chapter 321 of the laws of 1874, entitled 'an act to amend an act entitled an act to incorporate the city of Grand Rapids.'"

And the bill was ordered engrossed and read a third time.

No. 83, S.,

A bill relating to the foreclosure of mortgages, and amendatory of chapter 145 of the Revised Statutes, entitled "of actions for the foreclosure of a mortgage," and the acts amendatory thereof.

Senator Wing offered the following amendment to the amendment reported by the Committee on Judiciary:

Amend section 7 by striking out the word "and" in the 9th line printed bill, and by inserting the word "not" after the word "shall" in the same line, and strike out the words "and have the same force and effect as judgments entered in actions at law on contract; *provided*, that no execution shall issue," in 10th and 11th lines printed bill.

Amend section 3 by adding the words "unless all the parties to the action consent to an earlier sale."

The amendments were adopted, and the amendment, as thus amended was agreed to.

On motion of Senator Wing the bill was made the special order for to-morrow morning at 10:30 o'clock.

No. 152, S.,

A bill to repeal chapter 407, of the laws of Wisconsin of 1876, entitled "an act for locating and changing county seats," and to re-



enact and amend section 2, of chapter 89, of the general laws of 1872.

Senator Wing asked leave to withdraw the bill.  
Leave was granted.

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On motion of Senator Hiner,  
The Senate adjourned.

### WEDNESDAY, FEBRUARY 21, 1877.

The Senate met.

The Lieutenant Governor in the chair.

Prayer by the Rev. Dr. Wilkinson.

The roll was called and the following senators answered to their names :

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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### MEMORIALS PRESENTED AND REFERRED.

By Senator Torrey :

Mem. No. 56, S.,

Remonstrance of J. B. Davis, J. H. Porter and 24 others, owners of 57,000 acres of land in Oconto County, against the division of said county.

To Committee on Town and County Affairs.

By Senator Mitchell :

Mem. No. 57, S.,

Remonstrance of Joseph Egil, F. J. Burchard and 69 others against the passage of No. 435, A., relating to justices in the county of Milwaukee.

To the Milwaukee Delegation.

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### REPORTS OF COMMITTEES.

The Committee on Engrossed Bills have examined and find correctly engrossed the following bills :

No. 11, S.,

A bill relating to cemetery associations.

No. 23, S.,

A bill to amend chapter 139, of the general laws of 1875, en-

titled "an act to amend section 3, of chapter 78, of the general laws of 1867," entitled "an act for the preservation of game."

No. 198, S.,

A bill relating to corporations organized under the laws of this state and amendatory of section 8 of an act entitled "an act to authorize the organization of corporations for other than for the purposes of manufacturing, mercantile, insurance, banking, transportation, or trading purposes," approved March 25th, 1872.

No. 134, S.,

A bill concerning the acknowledgment of certain deeds.

No. 136, S.,

A bill relating to the trial of certain criminal cases.

No. 52, S.,

A bill to provide for the protection of game in the county of Burnett.

No. 124, S.,

A bill appointing four trustees for the Galesville University, and authorizing the General Assembly of the Presbyterian church in the United States of America, to appoint eight trustees therefor, also repealing section one (1), of chapter eleven (11), of the private and local laws of 1862, and chapter 259, of the private and local laws of 1870.

No. 170, S.,

A bill to empower the board of trustees of any incorporated village, or the common council of any city, to prescribe the duties and qualifications of street commissioners.

No. 68, S.,

A bill to legalize the acts of the Waukesha County Agricultural Society.

No. 182, S.,

A bill relating to loans of school and university trust funds to school districts, and amendatory of section 5, chapter 42, of the general laws of 1871.

No. 179, S.,

A bill to amend chapter 321, of the laws of 1874, entitled "an act to amend an act, entitled 'an act to incorporate the city of Grand Rapids.'"

No. 105, S.,

A bill relating to the issuing of certain tax-deeds upon certain lands sold for taxes in Jackson county, but now in Wood county.

GEO. B. BURROWS,

*Chairman.*

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The Committee on Enrolled Bills have examined and find correctly enrolled the following bills:

No. 51, S.,

A bill to authorize the city of Janesville to issue bonds to provide and pay for engine houses in said city.

No. 176, S.,

A bill to repeal chapter 82, of the laws of Wisconsin of 1876, en-

titled "an act amendatory of chapter 72 of the private and local laws of 1858, relating to the city of Ripon."

THOS. A. BONES,  
*Chairman.*

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The Committee on Town and County Affairs, have had under consideration

No. 129, A.,

A bill regulating the salary of the county judge of Milwaukee county.

No. 27, A.,

A bill to detach certain territory from the town of Orion, and attach the same to the town of Eagle, in the county of Richland, State of Wisconsin.

Has had the same under consideration, and instructed me to report the same back with the recommendation that they be concurred in.

MARK DOUGLAS,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 127, S.,

A bill to repeal chapter 108 of the general laws of 1874, relating to the town of Ahnapee.

No. 194, S.,

A bill to amend chapter 130, Revised Statutes, relating to proceedings against debtors by attachment.

Jt. Res. No. 4, S.,

Joint Resolution providing for biennial sessions of the Legislature.

No. 248, S.,

A bill authorizing G. R. Tracy, Orlando Brown and Thos. Schane to run a steamboat on Beef river.

No. 247, S.,

A bill to improve Beef river, and to authorize the town of Modena to issue bonds.

No. 107, S.,

A bill to incorporate the Oshkosh City Horse Railway Company.

Respectfully report the same back with the recommendation that each of them be indefinitely postponed.

No. 65, S.,

A bill to revise, consolidate and amend the act entitled "an act to incorporate the Germantown Farmer's Mutual Insurance Company," approved April 1, 1854, and all acts amendatory thereto.

And recommend that it be returned to the Senator from the 33d district.

No. 231, S.,

A bill to amend section 54 of chapter 134 of the Revised Statutes, entitled "of executions and proceedings supplementary thereto."

No. 49, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Polk.

No. 33, S.,

A bill relating to the Namakagon and Totogatic Dam Company, and amendatory of chapter 405 of the laws of 1876.

Report the same back with amendments, and recommend their passage when so amended.

The committee has also had under consideration

No. 96, S.,

A bill to distribute more equally the burdens of taxation in certain counties in this state.

Having been instructed to inquire whether there were any constitutional objections to the bill, would respectfully report, that, in the opinion of the committee, there are no objections of a constitutional nature to the bill, and would respectfully recommend its passage.

No. 92, S.,

A bill to repeal sections 25, 35, and 49, of chapter 13, and sections 63 and 94 of chapter 15, of the Revised Statutes, "of counties and county officers," as revived and reinstated by chapter 84, general laws of 1870."

Respectfully report the same back without recommendation.

L. W. BARDEN,  
Chairman.

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No. 65, S.,

Was recommitted to a select committee, consisting of Senator Schneider.

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The Committee on Judiciary, to whom was referred

Mem. No. 33, S.,

Petition of William K. Souter, *et al.*, executor of James T. Souter, deceased, for payment of judgment against Jeremiah M. Rusk, bank comptroller of the state of Wisconsin,

Would respectfully report that, in their opinion, the state is not liable upon said judgment, and recommend that the further consideration of the memorial be indefinitely postponed.

L. W. BARDEN,  
Chairman.

Said memorial was indefinitely postponed.

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The Committee on State Affairs to whom was referred

No. 215, A.,

A bill to authorize the transfer to the proper offices of certain documents belonging to the state.

Have had the same under consideration, and instruct me to report the same back with the recommendation that it be concurred in.

O. C. HATHAWAY,  
*Chairman.*

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The Committee on State Affairs to whom was referred a communication from his excellency the Governor, inclosing preamble and resolutions adopted by the Legislature of the State of Michigan, in relation to the erection of a light house and fog signal at Stannard's Rock, Lake Superior,

Report back by joint resolution in relation thereto, and ask a favorable consideration of the same, and return herewith all papers connected with said subject.

O. C. HATHAWAY,  
*Chairman.*

Said resolution became

Jt. Res. No. 12, S.,

Relating to an appropriation by Congress for the erection of a light house and fog signal on Stannard's Rock, Lake Superior.

WHEREAS, The lighthouse board deem it necessary to the interests of commerce that a light house and fog signal shall be erected on Stannard's Rock, lake Superior, and

WHEREAS, A bill making an appropriation therefor is now pending in Congress, and

WHEREAS, The great and increasing commerce of our lakes demands the prosecution and completion of the work named, at an early day; therefore,

*Resolved by the Senate, the Assembly concurring,* That our Senators and Representatives, be requested to use all honorable means to secure by proper legislation, the necessary appropriation for the erection of a lighthouse and fog signal on Stannard's rock, lake Superior.

*Resolved,* That his excellency, the governor, be requested, upon the passage of the foregoing preamble and resolution, to transmit a copy thereof to each of our Senators and Representatives in Congress.

On motion of Senator Davis, the rules were suspended and the resolution was adopted.

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The Committee on Roads and Bridges, to whom was referred No. 89, S.,

A bill to amend chapter 74, of the laws of 1875, entitled "an act to amend chapter 244, of the laws of 1874," entitled "an act to declare a certain highway in Door and Kewaunee counties, a state road."

Report the same back by substitute and recommend the passage of the substitute.

GEO. GRIMMER,  
*Chairman.*

The Joint Committee on Charitable and Penal Institutions, to whom was referred

No. 193, A.,

A bill relating to prisons and common jails, and amendatory of section 9, of chapter 190, of the Revised Statutes.

Have had the same under consideration, and instructed me to report it back and recommend concurrence therein.

No. 221, S.,

A bill to appropriate to the St. Rose Asylum a sum of money therein named.

No. 224, S.,

A bill to appropriate to the Home of the Friendless, of Milwaukee, a sum of money therein named.

No. 205, S.,

A bill to appropriate to St. Luke's Hospital, of Racine, five hundred dollars.

No. 220, S.,

A bill to appropriate to the Milwaukee Industrial School, a sum of money therein named.

No. 222, S.,

A bill to appropriate to the St. Joseph's Orphan Asylum, a sum of money therein named.

No. 219, S.,

A bill to appropriate to the St. Emelianus Orphan Asylum, of Milwaukee, a sum of money therein named.

No. 216 S.,

A bill to appropriate a sum of money therein named, to the Relief Society, of Fond du Lac, for the purpose of maintaining a Home for the Friendless.

No. 218, S.,

A bill to appropriate to the St. Francis Orphan Asylum for Girls, of the city of La Crosse, and St. Michael's Asylum for Boys, of the city of La Crosse, the sums of money therein named.

No. 223, S.,

A bill to appropriate to the Orphans Asylum, of Milwaukee, a sum of money therein named.

No. 217, S.,

A bill to appropriate a sum of money therein named, to the Sisters of Mercy Orphans Asylum, of Fond du Lac.

And recommend that each be referred to the Joint Committee on Claims.

D. L. DOWNS,  
*Chairman.*

So ordered.

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The Committee on Railroads to whom was referred

No. 180, S.,

A bill to enable the Wisconsin Valley Railroad company to complete its line of road, and to exempt certain lands from taxation.

Respectfully report the same back to the Senate without recommendation.

A. FARR,  
*Chairman.*

On motion of Senator Farr, the the rules were suspended and said bill No. 180, S., was referred to a select committee consisting of Senator Scott.

#### REPORTS OF SELECT COMMITTEES.

The Select Committee to whom was referred

No. 182, A.,

A bill to authorize the construction of a viaduct on Reservoir avenue in the sixth ward in the city of Milwaukee.

No. 209, A.,

A bill to repeal chapter 276, of the general laws of 1875, entitled "an act to fix the fees of the register of deeds of the county of Milwaukee, for the registration of marriages, births and deaths."

No. 301, A.,

A bill to authorize the levy of a special tax in the ninth and tenth wards of the city of Milwaukee for the purchase of a public park.

No. 274, A.,

A bill to authorize the county boards of supervisors of Milwaukee county, to levy a special tax for the payment of county bonds which become due in 1880.

No. 230, A.,

A bill to increase the amount of the official bond of the clerk of the circuit court for the county of Milwaukee county.

Respectfully report the same back to the Senate with the recommendation that they do pass.

I. W. VAN SCHAICK,  
*Chairman.*

The Joint Committee on Claims had under consideration,

No. 178, S.,

A bill to appropriate to S. V. Shipman a sum of money.

And report same back with the recommendation that said bill be referred to the Judiciary Committee, for the purpose of getting an expression from said committee as to the legal liability of the state for the payment of any percentage for the construction of the south wing of the Northern Hospital for the Insane, as asked by claimant.

So ordered.

#### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed and asks the concurrence of the Senate in

No. 105, A.,

A bill to create the county of Wells, and provide for the organization of the same.

No. 96, A.,

A bill relating to the appointment of fire wardens, and amendatory of chapter 27, of the general laws of this state for the year 1874.

No. 200, A.,

A bill relating to assessors in the city of Janesville, and amendatory of section one (1), of chapter seven (7), of chapter four hundred and seventy-four (474), of the private and local laws of Wisconsin for 1866, entitled "an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof into one act, and amend the same."

No. 201, A.,

A bill relating to the election of city marshals in the city of Janesville, and amendatory of section 4, of chapter 223, of the private and local laws of 1867, entitled "an act to amend chapter 474 of the private and local laws of 1866," and the several acts amendatory thereto.

No. 223, A.,

A bill relating to the partition of real estate, and amendatory of chapter 142, of the Revised Statutes, relating to the partition of lands owned by several persons.

No. 208, A.,

A bill to prohibit the employment of children under twelve years of age, in factories or other workshops in this state.

No. 273, A.,

A bill to amend section 1, of chapter 253, of the laws of 1876 entitled "an act to provide for the support of the poor of Milwaukee county.

No. 210, A.,

A bill to guard against the abuse of the elective franchise and to preserve the purity of elections by regulating the appointment of Inspectors of Election and requiring a registration of electors in certain cases; and to repeal chapter 445 of the laws of 1864, chapter 296 of the laws of 1865, chapter 126 of the laws of 1866, chapter 134 of the laws of 1871, chapter 232 of the laws of 1875, chapter 302 of the laws of 1876, and amendatory of certain city and village charters therein referred to.

And has concurred in

No. 72, S.,

A bill to repeal chapter 136, laws of Wisconsin of 1874, entitled "an act for the preservation of fish in Dell Creek," and all subsequent acts amendatory thereof.

No. 90, S.,

A bill to repeal chapter 11, of chapter 59, of the laws of 1875, entitled "an act to incorporate the city of Oconomowoc."

Were each read a third time and concurred in by the Assembly.

No. 97, S.,

A bill to submit to the people an amendment to Article VII. of the constitution.



No. 44, S.,

A bill to amend sections 5 and 9 of chapter 193, of the laws of 1873, entitled "an act to change the management of the state prison, and to amend and consolidate all laws concerning the same."

No. 20, S.,

A bill to appropriate to the Northern Hospital for the Insane, a sum of money therein named, for the payment of current expenses, for permanent improvements, and for miscellaneous purposes.

No. 18, S.,

A bill to appropriate to the Industrial School for Boys, a sum of money therein named.

No. 16, S.,

A bill to appropriate to the Institute for the Education of the Deaf and Dumb a sum of money therein named.

No. 17, S.,

A bill to appropriate to the Institution for the Education of the Blind, a sum of money therein named.

No. 19, S.,

A bill to appropriate for the payment of pensions of soldiers' orphans, a sum of money therein named.

And has refused to concur in

No. 41, S.,

A bill to amend section 1, chapter 267, laws of 1873, relating to laying out highways.

And has concurred in the amendment to bills

No. 142, A.,

A bill to amend chapter 220 of the laws of Wisconsin, approved March 9, 1876, entitled "an act to improve the south branch of the Eau Claire river and its tributaries in Clark county."

No. 144, A.,

A bill to amend chapter 219 of the laws of Wisconsin, approved March 9, 1876, entitled "an act to improve the north branch of the Eau Claire river in the county of Clark."

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#### ASSEMBLY MESSAGE CONSIDERED.

No. 210, A.,

Was referred to Committee on Privileges and Elections.

Nos. 96, 200 and 273 A.,

Were referred to the Committee on Incorporations and Public Improvements.

No. 105, A.,

Was referred to the Committee on Town and County Affairs.

Nos. 201 and 223 A.,

Were referred to the Judiciary Committee.

No. 208, A.,

Was referred to the Committee on Education.

## BILLS READY FOR A THIRD READING.

No. 148, S.,

A bill relating to swamp lands in certain localities, and to repeal chapter 313, of the private and local laws of 1869, entitled "an act to authorize the use of money arising from the sale of certain swamp and overflowed lands in the county of Portage for drainage purposes, and to amend chapter 537, of the laws of 1865, relating thereto ;" and also to repeal chapter 105, of the private and local laws of 1875, entitled "an act to amend chapter 313, of the private and local laws of 1869."

Was read a third time and passed.

No. 94, A.,

A bill relating to and amendatory of section 2, chapter 323 of the general laws of 1875, entitled "an act to authorize the establishment of free high schools."

No. 229, A.,

A bill to prevent fraud by coloring grain.

Were read a third time and concurred in.

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SPECIAL ORDER.

No. 83, S.,

A bill relating to the foreclosure of mortgages, and amendatory of chapter 145 of the Revised Statutes, entitled "of actions for the foreclosure of a mortgage," and the acts amendatory thereof.

Senator Downs moved to indefinitely postpone the bill.

Which motion was lost by the following vote:

Ayes—Senators Blair, Bones, Cavanagh, Davis, Downs, Fifield, Flint, Hathaway, Ryan, Schneider, Welch, Williams—12.

Noes—Senators Abert, Arnold, Barden, Burrows, Douglas, Farr, Grimmer, Hiner, Mitchell, Rankin, Richardson, Sacket, Scott, Tate, Treat, Van Schaick, Wing—17.

Senator Flint offered the following amendment: amend by striking out the last section of the bill and insert in lieu thereof the following: "this act shall take effect and be in force from and after March 1st, 1878."

The amendment was lost by the following vote:

Ayes—Senators Arnold, Blair, Bones, Cavanagh, Davis, Downs, Fifield, Flint, Grimmer, Hathaway, Ryan, Welch, Williams—13.

Noes—Senators Abert, Barden, Burrows, Douglas, Farr, Hiner, Mitchell, Rankin, Richardson, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Wing—17.

The bill was then ordered engrossed and read a third time by the following vote:

Ayes—Senators Abert, Arnold, Barden, Burrows, Douglas, Farr, Fifield, Hiner, Mitchell, Rankin, Reed, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Wing—19.

Noes—Senators Blair, Bones, Cavanagh, Davis, Downs, Flint, Grimmer, Hathaway, Ryan, Schneider, Welch, Williams—12.

## BILLS ON THEIR THIRD READING.

No. 164, A.,

A bill to authorize the city of Racine to appropriate certain moneys.

Was ordered to a third reading.

No. 61, A.,

A bill relating to fire departments, and amendatory of chapter 126, general laws of 1870.

Senator Downs offered the following amendment:

Amend section 1, by inserting between the words "good" and "fire," in the fourth line of the printed bill, the words "hand or." Strike out the word "five," in same line, and insert "two."

The amendment was adopted.

Senator Rankin moved to indefinitely postpone the bill, which motion prevailed.

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BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 257, S.,

A bill to provide for the appointment of a commissioner to the International Prison Congress.

Senator Arnold offered the following amendment:

Amend by adding to the end of the second section the words "provided that there shall be no compensation for the same."

The amendment was adopted and the bill was ordered engrossed and read a third time.

No. 113, S.,

A bill to amend section 5, chapter 144 of the general laws of 1872, entitled "an act for the organization of corporations for manufacturing and other purposes."

Senator Reed moved to indefinitely postpone the bill, which motion was lost by the following vote:

Ayes—Senators Abert, Blair, Cavanagh, Farr, Mitchell, Rankin, Reed, Ryan, Sacket, Schneider, Williams—11.

Noes—Senators Arnold, Barden, Bones, Burrows, Douglas, Fifield, Grimmer, Hathaway, Hiner, Richardson, Tate, Torrey, Treat, Van Schaick, Welch, Wing—16.

Senator Reed moved a

## CALL OF THE SENATE.

The call receiving a second, the roll was called and all senators found to be present excepting Senators Hudd, Mumbrue, Scott and Flint, Senators Hudd and Mumbrue being absent on leave.

Senator Tate moved that further proceedings under the call be dispensed with, which motion was lost by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Doug-

las, Downs, Grimmer, Hathaway, Hiner, Richardson, Tate, Torrey, Treat, Van Schaick, Wing—16.

Noes—Senators Abert, Cavanagh, Davis, Farr, Mitchell, Rankin, Reed, Ryan, Sacket, Schneider, Welch, Williams—12.

Two-thirds not having voted in the affirmative.

Senator Rankin moved to adjourn.

Which motion was lost by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Hiner, Mitchell, Rankin, Reed, Ryan, Schneider, Scott, Williams—11.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Grimmer, Hathaway, Richardson, Sacket, Tate, Torrey, Treat, Van Schaick, Welch, Wing—18.

Senator Richardson moved to suspend further proceedings under the call.

Which motion was lost by the following vote; two-thirds not voting in the affirmative.

Ayes—Senators Arnold, Barden, Bones, Burrows, Douglas, Downs, Fifield, Grimmer, Hathaway, Hiner, Richardson, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—18.

Noes—Senators Abert, Blair, Cavanagh, Davis, Farr, Mitchell, Rankin, Reed, Ryan, Sacket, Schneider, Williams—12.

Senator Rankin moved to adjourn.

Which motion was lost by the following vote:

Ayes—Senators Abert, Blair, Cavanagh, Davis, Farr, Hiner, Mitchell, Rankin, Ryan, Sacket, Schneider, Scott, Torrey, Williams—14.

Noes—Senators Arnold, Barden, Bones, Burrows, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Reed, Richardson, Tate, Treat, Van Schaick, Welch, Wing—17.

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### SERGEANT-AT-ARMS, REPORT.

The sergeant-at-arms submitted the following report:

MR. PRESIDENT: I would respectfully report that Senators Flint and Scott are now in attendance.

H. H. TAYLOR,  
*Assistant Sergeant-at-Arms.*

Whereupon the president announced that the call of the Senate was ended.

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The question being on ordering the bill engrossed, it was lost by the following vote:

Ayes—Senators Arnold, Barden, Burrows, Douglas, Fifield, Flint, Grimmer, Hathaway, Richardson, Tate, Treat, Van Schaick, Welch, Wing—14.

Noes—Senators Abert, Blair, Bones, Cavanagh, Davis, Downs, Farr, Hiner, Mitchell, Rankin, Reed, Ryan, Sacket, Schneider, Scott, Torrey, Williams—17.

Senator Reed moved to reconsider the vote by which the Senate refused to order the engrossment of the bill, and to lay that motion on the table.

Which motion was lost by the following vote:

Ayes—Senators Abert, Blair, Bones, Cavanagh, Davis, Downs, Grimmer, Mitchell, Rankin, Reed, Ryan, Sacket, Schneider, Torrey, Williams—14.

Noes—Senators Arnold, Barden, Burrows, Douglas, Farr, Fifield, Flint, Hathaway, Richardson, Scott, Tate, Treat, Van Schaick, Welch, Wing—16.

Senator Richardson moved to postpone further consideration of the motion to reconsider, until Tuesday, February 27th.

Which motion prevailed.

No. 173, S.,

A bill to amend section 4, of chapter 57, of the laws of 1876, entitled "an act to amend chapter 273, of the laws of 1874, entitled 'an act relating to railroad, express, and telegraph companies in the State of Wisconsin,'" and to repeal other sections and acts therein named.

Senator Wing offered the following amendment:

Amend section 1 by inserting after the words "car load," in 12th line printed bill, the words "for the same class of freight," and by adding at the end of section 1 the words "or connecting railroads."

The amendments were adopted, and the bill was on motion of Senator Rankin, re-committed to Committee on Railroads.

On motion of Senator Fifield, the rules were suspended and

No. 33, S.,

A bill relating to the Namakagon and Totogatic Dam Company, and amendatory of chapter 405, of the laws of 1876.

Was considered, the amendments reported by the committee were adopted, and the bill was ordered engrossed and read a third time.

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On motion of Senator Fifield,  
The Senate adjourned.

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THURSDAY, FEBRUARY, 22, 1877.

The Senate met.

The Lieutenant Governor presiding.

Prayer by the Rev. H. A. Winter.

The roll was called and the following senators answered to their names:

Senators Abert, Arnold, Barden, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Rankin, Reed, Richardson, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

Senator Davis moved that the Senate adjourn.

The ayes and noes being demanded, the motion prevailed by the following vote :

Ayes—Senators Abert, Arnold, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Grimmer, Hiner, Mitchell, Rankin, Reed, Richardson, Ryan, Schneider, Van Schaick, Williams—19.

Noes—Senators Barden, Bones, Hathaway, Sacket, Scott, Tate, Torrey, Welch, Wing—9.

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FRIDAY, FEBRUARY 23, 1877.

The Senate met,

The Lieutenant Governor presiding.

Prayer by the Rev. H. A. Winter.

The roll was called and the following Senators responded to their names :

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Flint, Grimmer, Hathaway, Hiner, Mitchell, Mumbrue, Rankin, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch.

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### COMMUNICATIONS.

The President presented the following communication :

*To the Legislature of the State of Wisconsin :*

Having been appointed on the 15th day of December, 1876, commissioners by the Governor of the State of Wisconsin, authorized by chapter 409, of laws of 1876, to hear the proofs for and against the claim of Nelson McNeil against the State of Wisconsin, and to report to the next legislature the testimony taken, with their opinion thereon as to whether, according to equity and good conscience, any sum should be allowed by the state to said McNeil, and if so, how much, beg leave to report :

That, pursuant to such appointment, said commissioners met at the office of the attorney general of the state, on the 20th day of December, 1876, and organized, on motion of Wm. Vroman, one of said commissioners, by the appointment of Timothy Brown, chairman, and John M. Bowman, secretary, and, after consultation with the attorney general, adjourned to meet on the 3d day of January, 1877, at the office of the attorney general, to hear the proof for and against said claim. The commission find from the testimony taken from time to time that Mr. McNeil entered into a contract with the commissioners of the State Hospital for the Insane at Madison, by which contract he agreed to construct the building for said hospital, described in the plans and specifications as the center build-

ing, and one longitudinal and one transverse wing, for the sum of seventy-three thousand five hundred dollars, which buildings were to be constructed in the manner specified, shown and described in the plans, drawings and specifications prepared and approved by the party of the first part, being the commissioners of the State Hospital for the Insane as aforesaid, which contract was entered into on the second day of September, 1857, a copy of which will be found in the Assembly Journal of Feb. 9th, 1874.

That Mr. McNeil commenced work under said contract, in accordance with the terms thereof, and continued said work in a good workmanlike manner, until the 31st of May, 1859, and that all the work so done by him was approved by the commissioners.

That he labored diligently about the work for nearly two years, and under circumstances detrimental to his interests, in not being able to procure stone from the Veerhusen quarry, as the commissioners and himself expected, and not being allowed by the architect to use the stone on the ground, delivered under a former contract by Andrew Proudfit, as expected.

At which date he was compelled to and did abandon the work under said contract, according to the terms thereof, because all the means he had were exhausted, and his credit so impaired that it was impossible for him to proceed with the work according to the terms of his contract aforesaid, and that upon the abandonment of said contract, the contract for finishing the work on said building was let to Joseph Parkins for the sum of \$19,573.

The commissioners find from the report of the commissioners of the Hospital for the Insane, under whose supervision and direction the hospital was built, which report was offered and received in evidence, and was admitted to be substantially true.

(Which report will be found with governor's message and other documents accompanying it, of 1860.)

That there was paid to Mr. McNeil, during the progress of the work, by warrants on the state treasurer, and to others for work done on the building, and for materials furnished, and to Joseph Parkins for completing the building after the work was abandoned by McNeil, as it appears to have been by his letter to the commissioners of May 31st, 1859, in all to the sum of \$101,034.32.

That Mr. McNeil would have been entitled to only the sum of \$78,519.34, including all the extra work agreed upon between the commissioners and himself, had he completed the work under his contract.

Which leaves a balance of \$22,515.18 which it has cost the state in cash to complete the building after Mr. McNeil abandoned his contract, which is a greater sum by \$1,034.52 than authorized by chapter 60, laws of 1857, by which act the cost was limited to \$100,000.

In view of the above facts, the commissioners are unanimous in the opinion that Mr. McNeil should not be allowed any further compensation for any extra work he claims to have done under his contract with the commissioners, for building the Hospital for the Insane.

The commissioners would further state, that in coming to the above conclusion, they have taken into consideration the fact that Mr. McNeil's bid was too low, and less than the work could be done for; also the fact that the work is worth to the state all it cost, as it appears from the testimony.

The commissioners find from the testimony also, that Mr. McNeil was obliged to take warrants on his monthly estimates, during the progress of the work; upon which he claims he was obliged to suffer a discount in order to realize the cash to meet his obligations, and it appears from Senate Journal of 1860, p. 537, (which was offered in evidence and received), that Mr. McNeil presented a claim against the state for this discount, and that the same was referred to a select committee, who made a report upon the claim, from which it appears that the claim is predicated upon the loss alleged by Mr. McNeil to have been necessarily sustained by him, by reason of the discount at which he was obliged to dispose of the State "script" or "warrants" received by him from the state on account of his monthly estimates for the construction of the main building of the State Hospital for the Insane, in converting the said warrants into cash.

That select committee, after a careful examination of the contract between Mr. McNeil and the commissioners on the part of the state, concluded that Mr. McNeil was, by the terms of his contract, entitled to the amount due on his monthly estimates in money, and that those amounts were due when the estimates were made.

The commissioners concur in the opinion of the select committee and have carefully examined a duplicate statement made by the state treasurer, and have examined the books of accounts kept by the commissioners, and the monthly estimates, from which it appears that, during the months of November and December, 1857, and the months of January, April and October, in 1858, warrants were issued to Mr. McNeil, which he was obliged to sell at different rates of discount, from three to fifteen per cent., amounting in all to the sum of \$33,351.07.

It appears from the testimony and the state treasurer's reports, that there were no funds in the state treasury, subject to these warrants, at the various times when he received them, and the commission are of the opinion that Mr. McNeil has a just and equitable claim against the state for the sum of \$1,577.31, and, according to equity and good conscience, this sum should be paid him by the state.

All of which, with the testimony taken, and the opinion of the attorney general, is respectfully submitted.

TIMOTHY BROWN,  
WM. VROMAN,  
JOHN M. BOWMAN,  
*Commissioners.*

MADISON, February 23, 1877.



The communication was ordered spread upon the journal, and the communication and accompanying testimony was referred to the Committee on Claims.

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### MEMORIALS PRESENTED AND REFERRED.

By Senator Mumbrue:

Mem. No. 58, S.,

Remonstrance of John Week and 128 others, against the passage of an act exempting the lands of the Wisconsin Valley Railroad from taxation.

To Select Committee consisting of Senator Scott.

By Senator Mumbrue:

Mem. No. 59, S.,

Remonstrance of N. C. Ransom, and 61 others, against the passage of an act exempting the lands of the Wisconsin Valley Railroad from taxation.

To Select Committee consisting of Senator Scott.

By Senator Mumbrue:

Mem. No. 60, S.,

Remonstrance of Frank Whipple and 27 others, against the passage of an act exempting the lands of the Wisconsin Valley Railroad from taxation.

To Select Committee consisting of Senator Scott.

By Senator Mumbrue:

Mem. No. 61, S.,

Remonstrance of John Lemmer and 82 others, against the passage of an act to exempt the lands of the Wisconsin Valley Railroad from taxation.

To Select Committee, consisting of Senator Scott.

By Senator Mumbrue:

Mem. No. 62, S.,

Remonstrance of Hermann Hoffmann and 45 others, against the passage of an act exempting the lands of the Wisconsin Valley Railroad from taxation.

To Select Committee, consisting of Senator Scott.

By Senator Mumbrue:

Mem. No. 63, S.,

Remonstrance of August Viegant and 43 others, of the town of Wien, Marathon county, against the passage of an act exempting the lands of the Wisconsin Valley Railroad from taxation.

To Select Committee, consisting of Senator Scott.

By Senator Mumbrue:

Mem. No. 64, S.,

Remonstrance of John Loy and 131 other tax-payers of the town of Stettin in Marathon county, against the passage of an act exempting the lands of the Wisconsin Valley Railroad from taxation.

To Select Committee consisting of Senator Scott.

By Senator Mumbroe :

Mem. No. 65, S.,

Remonstrance of board of supervisors of Marathon county against exemption of Wisconsin Valley Railroad lands from taxation.

To Select Committee consisting of Senator Scott.

By Senator Fifield :

Mem. No. 66, S.,

Remonstrance of Stephen Rowcliff, C. B. Marshall, C. H. Staples, W. A. Talboys and 36 others of Osceola, Polk county, against the passage of the North Wisconsin Railroad exemption bill.

To Committee on Railroads.

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### REPORTS OF COMMITTEES.

The Committee on Judiciary, to whom was referred

No. 227, S.,

A bill relating to and amendatory of chapter 129 of the general laws of 1869, entitled "an act to fix the compensation of the members of the county board of supervisors of the county of Racine."

No. 104, S.,

A bill to amend section one of chapter 100, laws of 1867, relative to liens upon logs and timber.

No. 128, S.,

A bill to amend chapter 188, general laws of 1872, relating to the town of Ahnapee.

No. 59, A.,

A bill relating to witness fees in courts of record and amendatory of chapter 146, of general laws of 1869.

No., 85, A.,

A bill to amend chapter 60 of the general laws of 1866, in relation to registering the names of persons declaring their intention to become citizens of the United States.

No. 84, A.,

A bill to amend section 16 of chapter 141, of the Revised Statutes, entitled "of actions for the recovery of real property."

No. 23, A.,

A bill relating to town treasurers and defining their duties in certain cases.

No. 64, A.,

A bill relating to offenses against chastity, morality and decency, and amendatory of chapter 170, of the Revised Statutes.

No. 53, A.

A bill relating to justice courts, and amendatory of section 218, of chapter 120 of Revised Statutes.

Have had the same under consideration and respectfully report the same back with the recommendation that they be indefinitely postponed.

L. W. BARDEN,  
*Chairman.*

The Committee on Judiciary to whom was referred  
No. 237, S.,

A bill to amend chapter 130, general laws of 1868, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon."

No. 174, S.,

A bill relating to the fees of sheriffs and referees.

Have had the same under consideration and have amended them, and respectfully recommend the passage of each as amended.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred  
No. 185, S.,

A bill to submit to the people an amendment to section 2, of article 8, of the constitution of this state.

Have had the same under consideration, and report the same back with the recommendation that it pass.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred  
No. 207, S.,

A bill relating to the assessment of personal property, and amendatory of section 20, chapter 148, general laws of 1872.

Have had the bill under consideration, and instructed me to report the same back with amendment, and recommend its passage when so amended.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred  
No. 242, S.,

A bill to change and define the limits of the Third, Seventh and Ninth Judicial circuits, and fix the time for holding the terms of court therein, and for other purposes.

Respectfully report that they have had the same under consideration and have instructed me to report the same back to the Senate with sundry amendments, with the recommendation that the bill be printed as amended and that the same be then recommitted to the Judiciary Committee.

L. W. BARDEN,  
*Chairman.*

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So ordered.

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The Committee on Judiciary to whom was referred  
No. 86, A.,

A bill relating to fees of jurors, and to amend chapter 280 of the general laws of 1874.

Respectfully report the same back with the recommendation that the same be referred to the Senators from the 5th, 6th and 7th districts.

L. W. BARDEN,  
*Chairman.*

So ordered.

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The Committee on Judiciary to whom was referred

No. 251, A.,

A bill relating to the registering of the names of persons who have heretofore or may hereafter declare their intentions to become citizens, or who have been or may hereafter be admitted to become citizens of the United States of America, and amendatory of chapter 60, laws of 1866.

Have had the same under consideration, and respectfully report the same back with the recommendation that it be concurred in.

L. W. BARDEN,  
*Chairman.*

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The Judiciary Committee to whom was referred

No. 251, S.,

A bill to protect makers of notes given to fire insurance companies for payment of premiums.

Respectfully report that they have had the same under consideration and report the same back with amendment, and recommend that it do pass when so amended.

L. W. BARDEN,  
*Chairman.*

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The Joint Committee on Claims has had under consideration

No. 199, S.,

A bill to appropriate to the Cadle Home, of Green Bay, a sum of money.

No. 205, S.,

A bill to appropriate to the St. Luke's Hospital, of Racine, a sum of money.

No. 216, S.,

A bill to appropriate to the Fond du Lac Relief Society a sum of money.

No. 217, S.,

A bill to appropriate a sum of money to the Sisters of Mercy Orphan Asylum, of Fond du Lac.

No. 218, S.,

A bill to appropriate to the St. Francis Orphan Asylum, of La Crosse, a sum of money.

No. 219, S.,

A bill to appropriate to the St. Æmilianus Orphan Asylum, of Milwaukee, a sum of money.

No. 220, S.,

A bill to appropriate to the Milwaukee Industrial School a sum of money.

No. 221, S.,

A bill to appropriate to the St. Rose's Asylum, of Milwaukee, a sum of money.

No. 222, S.,

A bill to appropriate to the St. Joseph's Asylum, of Milwaukee, a sum of money.

No. 223, S.,

A bill to appropriate to the Orphans' Association, of Milwaukee, a sum of money.

No. 224, S.,

A bill to appropriate to the Home of the Friendless, of Milwaukee, a sum of money.

No. 225, S.,

A bill to appropriate to the St. Nazian's Society, of Manitowoc county, a sum of money.

And report these several bills back with the recommendation that they be indefinitely postponed.

D. E. WELCH,

*Chairman.*

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The Joint Committee on Claims had under consideration

No. 121, S.,

A bill to appropriate to the trustees of the State Library a sum of money : as amended.

And report said bill back with the recommendation that it do pass.

No. 112, S.,

A bill to authorize the secretary of state to audit certain necessary expenses of the late treasury agent.

And report same back with amendment and without recommendation.

Senator Welch dissenting.

No. 32, S.,

A bill to provide for the publication of the transactions of the Wisconsin Dairymen's Association.

No. 21, S.,

A bill to appropriate to the State Hospital for the Insane, a sum of money therein named.

With amendments, and recommend that these several bills do pass when so amended.

No. 84, S.,

A bill to appropriate to A. C. Millard, H. B. Palmer and Henry C. Sibree, a sum of money.

No. 245, S.,

A bill to authorize and direct the secretary of state to order the binding of the report of the railroad commissioner.

No. 58, S.,

A bill to provide for the action of the commissioners of school and university lands in certain cases.

No. 246, S.,

A bill providing stationery and postage stamps for clerks and employes of the legislature.

And report these several bills back, with the recommendation that they be severally indefinitely postponed.

D. E. WELCH,  
*Chairman.*

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The Committee on Legislative Expenditures to whom was referred the resolution whereby it was instructed to inquire as to the advisability of increasing the number of legislative manuals provided for by law, have had the same under consideration and report the same back by bill and recommend its passage.

ALEX. A. ARNOLD,  
*Chairman.*

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Said bill became

No. 259, S.,

A bill relating to the publication of the legislative manual and amendatory of chapter 72, laws of 1873.

Referred to Committee on Claims.

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The Committee on Incorporations and Public Improvements to whom was referred

No. 101, A.,

A bill to authorize D. W. Tupper and George Tupper and their associates, to improve Tupper Creek for log driving purposes.

No. 273, A.,

A bill to amend section 1 of chapter 253 of the laws of 1876, entitled "an act to provide for the support of the poor of Milwaukee county."

No. 128, A.,

A bill relating to the improvement of the Catfish river.

With an amendment, and recommend concurrence when so amended.

No. 61, S.,

A bill authorizing Chauncey Lamb, and others, to improve the Flambeau river.

With amendments and recommend passage when so amended.

THOMAS B. SCOTT,  
*Chairman.*

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The Committee on Privileges and Elections to whom was referred so much of the Governor's Message as relates to "Elect ion returns and registration of electors;" also

Mem. No. 34, S.,  
Of A. T. Colburn, L. S. Fisher and 110 others, relating to the same subject.

Beg leave to report that

No. 210, A.,

A bill to guard against the abuse of the elective franchise and to preserve the purity of elections by regulating the appointment of Inspectors of Election and requiring a registration of electors in certain cases; and to repeal chapter 445 of the laws of 1864, chapter 296 of the laws of 1865, chapter 126 of the laws of 1866, chapter 134 of the laws of 1871, chapter 232 of the laws of 1875, chapter 302 of the laws of 1876, and amendatory of certain city and village charters therein referred to.

Which was referred to them, covers the whole subject in an able and exhaustive manner and they therefore report it back with the recommendation that it be concurred in.

H. S. SACKET,  
*Chairman.*

On motion of Senator Rankin, No. 210, S., was recommitted to the Committee on Judiciary.

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The Committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 83, S.,

A bill relating to the foreclosure of mortgages, and amendatory of chapter 145 of the Revised Statutes, entitled "of actions for the foreclosure of a mortgage," and the acts amendatory thereof.

No. 257, S.,

A bill to provide for the appointment of a commissioner to the International Prison Congress.

No. 33, S.,

A bill relating to the Namakagon and Totogatic Dam Company, and amendatory of chapter 405, of the laws of Wisconsin for 1876.

GEO. B. BURROWS,  
*Chairman.*

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## REPORTS OF SELECT COMMITTEES.

The Select Committee to which was referred

No. 112, S.,

A bill to amend chapter 224, of the private and local laws of 1871, and the several acts amendatory thereof.

Respectfully report the same back, with an amendment, and recommend that the same do pass when so amended.

C. H. WILLIAMS,  
*Chairman.*

On motion of Senator Williams, the rules were suspended,

the amendments were adopted, and the bill was read a third time and passed.

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The Select Committee, to whom was referred

No. 1, A.,

Would respectfully report the same back, with amendment, and would respectfully recommend concurrence in the same, when so amended.

H. C. MUMBRUE,  
*Chairman.*

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The Select Committee, consisting of the Senators from the 6th, 5th, and 7th districts, to whom was referred

No. 435, A.,

A bill in relation to justices of the peace and constables in the city of Milwaukee.

Have had the same under consideration, and report it back; indefinite postponement recommended.

JOHN L. MITCHELL,  
I. W. VAN SCHAICK,  
GEO. A. ABERT,  
*Committee.*

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### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 350, A.,

A bill relating to the license fund received by the city of Chipewau Falls.

No. 225, A.,

A bill relating to the bringing of actions against the city of Fond du Lac, and to amend section 42, of chapter 102, of the laws of 1876, entitled "an act to amend chapter 59, private and local laws of 1868, entitled 'an act to incorporate the city of Fond du Lac.'"

No. 121, A.,

A bill relating to the distraining of cattle doing damage, and amendatory of section 1, of chapter 41, of the Revised Statutes.

No. 453, A.,

A bill to provide for the appointment of five commissioners, who shall furnish to the next legislature certain information, and who shall report to said legislature a bill to re-district the state into judicial circuits, equalizing the labor of the judges thereof, and determining the salaries of said judges.



No. 249, A.,

A bill relating to the board of equalization of the city of Manitowoc, and amendatory of section 4, chapter 275, private and local laws of 1870, entitled "an act to incorporate the city of Manitowoc."

M. C. No. 8, A.,

Memorial to Congress for the establishment of a mail route from Friendship, in the county of Adams, to Liberty Bluff, in the county of Marquette.

Jt. Res., No. 20, A.,

Relating to an amendment to the constitution of the United States.

Jt. Res. No. 29, A.,

For amending the constitution and relating to suffrage.

No. 227, A.,

A bill relating to costs and fees, and amendatory of section 33 of chapter 133 of the Revised Statutes, entitled "of costs and fees."

No. 155, A.,

A bill relating to evidence.

No. 343, A.,

A bill relating to the State Historical Society.

No. 417, A.,

A bill relating to the Supreme Court and amendatory of chapter 284, of the laws of 1876.

No. 344, A.,

A bill relating to deposits of married women, trustees and minors in savings banks.

No. 243, A.,

A bill to provide for the establishing of two election precincts in the town of Milwaukee, in the county of Milwaukee.

No. 118, A.,

A bill relating to town insurance companies.

No. 278, A.,

A bill relating to swamp and overflowed lands in the counties of Manitowoc and Calumet, and amendatory of chapter 341, of the private and local laws of 1867, and chapter 201, laws of 1873, chapter 537, laws of 1865, and chapter 327, laws of 1874, for draining and other purposes.

Jt. Res. No. 15, A.,

Joint Resolution asking Congress to make an appropriation to construct a light-house at the mouth of the harbor of Menomonee.

No. 346, A.

A bill entitled "an act to provide for the payment of the actual indebtedness of late town of Eaton, in Monroe county."

No. 253, A.,

A bill relating to costs and fees, and amendatory of sections 1 and 4, chapter 133, Revised Statutes, and the several acts amendatory thereof.

No. 89, A.,

A bill to repeal chapter 404, of the laws of 1876, relating to counties and county officers.

No. 255, A.

A bill relating to actions and proceedings by non resident guardians, and amendatory of section 1, of chapter 73, general laws of 1871.

And has reconsidered, amended and passed as amended

No. 72, A.,

A bill relating to liens for labor upon logs and timber in Chippewa county, and amendatory of section 1 of chapter 372 of the general laws of 1876, entitled "an act to amend sections 1 and 12, of chapter 186 of the general laws of 1861," and also to repeal chapter 161 of the general laws of 1874, entitled "an act to amend chapter 186 of the general laws of 1861."

And has concurred in

No. 87, S.,

A bill to provide for acquiring title to a certain tract of land adjoining Northern Hospital for the Insane.

No. 117, S.,

A bill to appropriate to Joseph B. Treat and others, sums of money therein named.

No. 74, S.,

A bill to appropriate to the Northern Hospital for the Insane a sum of money.

No. 254, S.

A bill for the relief of Sarah Jane Tarr, and to appropriate to her a certain sum of money, therein named.

No. 188, S.,

A bill to appropriate a sum of money therein named, to pay for additional copies of the Legislative Manual for 1877.

And has reconsidered the vote by which

No. 25, S.,

A bill to amend chapter 53, general laws of 1858, entitled "an act for the formation and protection of county agricultural societies,"

Was indefinitely postponed, and has concurred in said bill.

And has refused to concur in

No. 93, S.,

A bill to legalize the proceedings of the county board of supervisors of Trempealeau county, in fixing the salary of county officers.

No. 175, S.,

A bill to amend section 6, of the chapter 46, of the private and local laws of 1860, entitled "an act to promote the construction of horse railroads in the city of La Crosse."

And has amended and concurred in as amended

No. 103, S.,

A bill to change the boundaries in certain towns in Lincoln county, and to organize the town of Scanawan therein.

## ASSEMBLY MESSAGE CONSIDERED.

Nos. 453, 227, 155, 417, 253, 255, 89, and Jt. Res. No. 29, A.,  
Were referred to the Judiciary Committee.

No. 121, A.,

Was referred to the Committee on Agriculture.

Nos. 249, 350, 225, 346, A.,

Were referred to the Committee on Incorporations.

M. C. No. 8, A., Jt. Res. No. 20, A., and Jt. Res. No. 15, A.,

Were referred to the Committee on Federal Relations.

No. 343, A.,

Was referred to the Committee on Education.

Nos. 344, 118, A.,

Were referred to the Committee on Finance, Banks, and Insurance.

No. 243, A.,

Was referred to a Select Committee, consisting of Senators Van Schaick, Mitchell, and Abert.

No. 278, A.,

Was referred to a Select Committee, consisting of Senators Rankin and Ryan.

The Assembly amendments to Senate amendments to

No. 72, A.,

And the Assembly amendments to

No. 103, S.,

Were concurred in.

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BILLS READY FOR A THIRD READING.

No. 11, S.,

A bill relating to cemetery associations.

No. 23, S.,

A bill to amend chapter 139 of the general laws of 1875, entitled "an act to amend section 3 of chapter 78 of the general laws of 1867, entitled 'an act for the preservation of game.'"

No. 52, S.,

A bill to provide for the protection of game in the county of Burnett.

No. 68, S.,

A bill to legalize the acts of the Waukesha County Agricultural Society.

No. 105, S.,

A bill relating to the issuing of certain tax-deeds upon certain lands sold for taxes in Jackson county, but now in Wood county.

No. 114, S.,

A bill relating to the reduction of the price of swamp and overflowed lands in Jackson county.

No. 134, S.,

A bill concerning the acknowledgment of certain deeds.

No. 136, S.,

A bill relating to the trial of certain criminal cases.

No. 170, S.,

A bill to empower the board of trustees of any incorporated village, or the common council of any city, to prescribe the duties and qualifications of street commissioners.

No. 179, S.,

A bill to amend chapter 321, of the laws of 1874, entitled "an act to amend an act, entitled 'an act to incorporate the city of Grand Rapids.'" "

No. 182, S.,

A bill relating to loans of school and university trust funds to school districts, and amendatory of section 5, chapter 42, of the general laws of 1871.

No. 198, S.,

A bill relating to corporations organized under the laws of this state and amendatory of section 8 of an act entitled "an act to authorize the organization of corporations other than for the purposes of manufacturing, mercantile, insurance, banking, transportation, or trading purposes," approved March 25th, 1872.

Were severally read a third time and passed.

No. 164, A.,

A bill to authorize the city of Racine to appropriate certain moneys.

Was read a third time and concurred in.

No. 124, S.,

A bill appointing four trustees for the Galesville University, and authorizing the General Assembly of the Presbyterian church in the United States of America, to appoint eight trustees therefor, also repealing section one (1), of chapter eleven (11), of the private and local laws of 1862, and chapter 259, of the private and local laws of 1870.

Senator Welch asked unanimous consent to offer an amendment.

Objection being made, the amendment was not received.

The bill was then read a third time and passed by the following vote :

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Cavanagh, Davis, Douglas, Downs, Flint, Grimmer, Hathaway, Mumbrue, Richardson, Scott, Williams, Wing—17.

Noes—Senators Burrows, Mitchell, Rankin, Tate, Treat, Welch—6.

The amendments to

No. 49, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Polk.

Were adopted, and the bill was read a third time and passed.

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#### BILLS ON THEIR THIRD READING.

No. 27, A.,

A bill to detach certain territory from the town of Orion, and

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attach the same to the town of Eagle in the county of Richland, State of Wisconsin.

No. 129, A.,

A bill regulating the salary of the county judge of Milwaukee county.

No. 182, A.,

A bill to authorize the construction of a viaduct on Reservoir avenue, in the Sixth ward in the city of Milwaukee.

No. 193, A.,

A bill relating to prisons and common jails, and amendatory of section 9, of chapter 190, of the Revised Statutes.

No. 209, A.,

A bill to repeal chapter 276, of the general laws of 1875, entitled "an act to fix the fees of the register of deeds of the county of Milwaukee, for the registration of marriages, births and deaths."

No. 215, A.,

A bill to authorize the transfer to the proper offices of certain documents belonging to the state.

No. 230, A.,

A bill to increase the amount of the official bond of the clerk of the circuit court for the county of Milwaukee.

No. 274, A.,

A bill to authorize the county boards of supervisors of Milwaukee county, to levy a special tax for the payment of county bonds which become due in 1880.

No. 301, A.,

A bill to authorize the levy of a special tax in the ninth and tenth wards of the city of Milwaukee for the purchase of a public park.

Were severally ordered to a third reading.

No. 66, A.,

A bill relating to public printing, and amendatory of section 28, chapter 243, of the laws of 1874.

On motion of Senator Downs, the bill was recommitted to the Committee on Printing.

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#### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 208, S.,

A bill to amend chapter 152, general laws of 1872, entitled "an act to authorize the county board of supervisors in the several counties in this state, to levy a special tax for county road purposes," and to repeal chapter 229, general laws of 1874.

Was ordered engrossed and read a third time.

The amendments to

No. 231, S.,

A bill to amend section 54 of chapter 134 of the Revised Statutes, entitled "of executions and proceedings supplementary thereto."

Were adopted and the bill was ordered engrossed and read a third time.

No. 96, S.,

A bill to distribute more equally the burden of taxation in certain counties in this state.

Senator Flint offered the following amendment :

Amend section four by adding to said section the following : *Provided*, however, that no county in which any of the lands of said company are situated shall be entitled to receive any money under the provisions of this act, in which the lands of said company shall be assessed and sold for the non-payment of taxes, or which shall after the passage of this act enforce, or seek to enforce the collection of any tax or taxes on such lands heretofore or hereafter levied.

The amendment was adopted, and the bill was then ordered engrossed and read a third time by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Burrows, Davis, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Mumbroe, Sacket, Scott, Tate, Torrey, Wing—21.

Noes—Senators Bones, Cavanagh, Rankin, Richardson, Schneider, Treat, Welch, Williams—8.

The amendments to

No. 89, S.,

A bill to amend chapter 74, of the laws of 1875, entitled "an act to amend chapter 244, of the laws of 1874," entitled "an act to declare a certain highway in Door and Kewaunee counties, a state road."

Were adopted. The bill was ordered engrossed and read a third time and the title amended so as to read as follows: "A bill repealing chapter 385 of the laws of 1876, relating to a state road from Jenny in Lincoln county, to Medford in Taylor county."

No. 107, S.,

A bill to incorporate the Oshkosh City Horse Railway Company.

No. 127, S.,

A bill to repeal chapter 108 of the general laws of 1874, relating to the town of Ahnapee.

No. 194, S.,

A bill to amend chapter 130, Revised Statutes, relating to proceedings against debtors by attachment.

No. 247, S.,

A bill to improve Beef river, and to authorize the town of Modena to issue bonds.

No. 248, S.,

A bill authorize G. R. Tracy, Orlando Brown and Thos. Schein to run a steamboat on Beef river.

Were indefinitely postponed.

On motion of Senator Torrey,

No. 92, S.,

A bill to repeal sections 25, 35, and 49, of chapter 13, and sections 63 and 94 of chapter 15, of the Revised Statutes, "of counties and county officers," as revived and reinstated by chapter 84, general laws of 1870.

Was made the special order for Tuesday next at 11 o'clock, A. M.

On motion of Senator Fifield,  
Jt. Res. No. 4, S.,  
Joint Resolution providing for biennial sessions of the Legislature.

Was made the special order for Tuesday next at 10:30 o'clock  
A. M.

Senator Rankin moved that

No. 84, S.,

A bill to appropriate to A. C. Millard, H. B. Palmer and Henry  
C. Sibree a sum of money.

Be recommitted to the Judiciary Committee.

Which motion prevailed.

On motion of Senator Flint, the vote by which No. 208, S., was  
ordered engrossed was reconsidered.

Senator Flint offered the following amendment:

Amend section 1, by striking out all after the word "*provided*,"  
where said word first occurs in the fifth line of the printed bill,  
and adding the following words thereto: "*provided*, that the said  
supervisors shall not levy a greater sum than eight thousand dollars  
in any one year."

Amend section 2, by striking out section 2, of the printed bill, and  
inserting in lieu thereof the following:

Section 2. Section one of chapter two hundred and twenty-  
nine, of the General Laws of 1874, is hereby amended by striking  
out the words, "two per centum," where they occur in the fifth  
line of said section, and inserting in lieu thereof, "five mills on a  
dollar," so that when said section is so amended it will read as  
follows:

Section I. Any county, town, city, or village, bordering upon  
any of the navigable rivers of this state, or meandered streams or  
rivers, is hereby authorized to vote and levy a tax, not to exceed  
five mills upon the assessed valuation of the property in such  
county, town, city, or village, as the same appears from the last  
assessment roll or rolls in said county, town, city, or village, for  
the purpose of building, erecting, constructing, or maintaining a  
bridge across such navigable or meandered stream or river, or for  
the purpose of aiding in the construction, building and maintain-  
ing such bridge.

On motion of Senator Wing, the bill, as proposed to be amended,  
was ordered printed, and further action thereon was postponed  
until Tuesday, February 27th.

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### REPORTS OF COMMITTEES.

The Committee on Enrolled Bills have examined and find cor-  
rectly enrolled the following bills:

No. 90, S.,

A bill to repeal chapter 11, of chapter 59, of the laws of  
1875, entitled "an act to incorporate the city of Oconomowoc."

No. 97, S.,

A bill to submit to the people an amendment to article seven (7) of the constitution.

No. 19, S.,

A bill to appropriate a sum of money therein named, for the payment of pensions of soldiers' orphans, as provided in chapter 72, of the laws of 1874.

No. 72, S.,

A bill to repeal chapter 136, laws of Wisconsin of 1874, entitled "an act for the preservation of fish in Dell Creek," and all subsequent acts amendatory thereof.

No. 16, S.,

A bill to appropriate to the Institute for the Education of the Deaf and Dumb a sum of money therein named, for the payment of current expenses, for permanent improvements and for miscellaneous purposes.

No. 44, S.,

A bill to amend sections 5 and 9 of chapter 193, general laws of 1873, entitled "an act to change the management of the state prison, and to amend and consolidate all laws concerning the same."

No. 20, S.,

A bill to appropriate to the Northern Hospital for the Insane, a sum of money therein named, for the payment of current expenses, for permanent improvements, and for miscellaneous purposes.

No. 17, S.,

A bill to appropriate to the Institution for the Education of the Blind, a sum of money therein named, for the payment of current expenses, for permanent improvements, and for miscellaneous purposes.

No. 74, S.,

A bill to appropriate to the Northern Hospital for the Insane a sum of money for the purchase of an engine and boiler, and to place cast iron radiators under the north wing of said hospital.

No. 188, S.,

A bill to appropriate a sum of money therein named, to pay for additional copies of the Legislative Manual for 1877.

No. 254, S.,

A bill for the relief of Sarah Jane Tarr, and to appropriate to her a certain sum of money therein named.

No. 87, S.,

A bill to provide for acquiring title to a certain tract of land adjoining Northern Hospital for the Insane.

No. 117, S.,

A bill to appropriate to Joseph B. Treat and others, sums of money therein named.

No. 18, S.,

A bill to appropriate to the Industrial School for Boys, a sum of money therein named, for the payment of current expenses, for



building correction house, for other permanent improvements and to pay deficiency.

THOMAS A. BONES,  
*Chairman.*

---

Senator Davis moved that the Senate adjourn until 9 o'clock to-morrow morning.

Senator Wing moved to adjourn.

The ayes and noes being demanded the motion was lost by the following vote:

Ayes—0.

Noes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Mumbrue, Richardson, Ryan, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing—27.

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#### LEAVE OF ABSENCE

Was granted to Senators Schneider, Rankin, Wing and Cavanagh until Monday evening.

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On motion of Senator Davis,

The Senate adjourned until 9 o'clock to-morrow morning.

SATURDAY, FEBRUARY 24, 1877.

The Senate met,

The Lieut-Governor in the chair.

Prayer by the Rev. H. A. Winter.

The roll was called, and the following Senators responded to their names:

Senators Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Farr, Grimmer, Hathaway, Hiner, Mitchell, Mumbrue, Richardson, Scott, Tate, Torrey, Treat, Welch, Williams, Wing.

#### LEAVE OF ABSENCE.

Was granted to Senators Van Schaick, Abert, Fifield and Arnold until Monday evening.

Senator Treat moved that when the Senate adjourn it be until 7:30 o'clock Monday evening.

Which motion prevailed.

#### COMMUNICATIONS.

The President laid before the Senate the following communication:

LUMBER INSPECTOR'S OFFICE, SIXTH DISTRICT,  
CHIPPEWA FALLS, WIS., January 1st, 1877.

*To the Honorable, Legislature of the State of Wisconsin:*

The following is a report of the amount of lumber, lath, shingles and pickets, manufactured in the Sixth District, during the sawing season of 1876.

	<i>Lumber.</i>	<i>Lath.</i>	<i>Pickets.</i>	<i>Shingles.</i>
A. E. Pound & Co.....	31,911,656	6,784,060	623,075	5,557,250
Badger State Lumber Co.....	10,000,000	3,000,000	.....	4,000,000
Stanley Brothers & Co.....	3,500,000	1,500,000	300,000	800,000
French Lumbering Co.....	3,200,000	375,000	150,000	.....
McRoberts Shingle Mill.....	.....	.....	.....	500,000
Paul & Lally.....	3,000,000	1,000,000	300,000	.....
Small Mills not reported, estimated.....	3,500,000	500,000	.....	.....
Total.....	55,111,656	18,109,050	1,373,075	10,857,250

Very truly,

GEO. L. ROGERS,  
*Lumber Inspector, Sixth District.*

## MEMORIALS PRESENTED AND REFERRED.

By the President:

Mem. No. 67, S.,

Of 200 citizens of the city of Janesville for the passage of No. 201, A.,

For the election of city marshals by the people of said city.

Ordered on File.

By Senator Downs:

Mem. No. 68, S.,

Of the mayor of Prairie du Chien, and county judge of Crawford county, and 150 other citizens, asking the passage of No. 215, S., A bill to cheapen the cost of supporting the common schools of the State.

To Committee on Education.

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RESOLUTIONS INTRODUCED.

By Senator Barden:

Jt. Res. No. 13, S.,

WHEREAS, The judges of the Supreme Court, in their communication to the Senate, under date of February 14th, use the following language, viz.:

"We may be permitted to remark in this connection, that the Senate can doubtless obtain much more satisfactory information than we are able to give, of the character and progress of the revision, by instructing one of its committees to examine the work and communicate with the revisers in relation thereto;" therefore,

*Resolved by the Senate, the Assembly concurring:* That a committee of five, consisting of two from the Senate and three from the Assembly, be and the same are hereby appointed, under instructions to examine the work of the revisers and communicate with them in relation to such work, and report to the legislature at the earliest practicable time the condition and advancement of said revision, together with the probable completion of said work on or before the first day of January next; and also to report specifically what portion of said revision, if any, is completed, and what subjects are well advanced; also, if any, what subjects or titles have not yet been considered, either in whole or in part; and also, what farther is necessary on the part of the legislature, if anything, to expedite and aid in perfecting and completing such revision.

*Resolved,* That Senators Wing and Hudd be the members of such committee on the part of the Senate, and that Messrs. be and the same are the members of such committee on the part of the Assembly.

On motion of Senator Barden,

The rules were suspended, and the resolution was adopted.

## REPORTS OF COMMITTEES.

The Committee on Judiciary to whom was referred

No. 26, S.,

A bill to amend chapter 82, of the general laws of 1859, entitled "an act to provide for the more efficient punishment of certain offenses."

Have had the same under consideration, and respectfully report the same back with the recommendation that it do pass.

L. W. BARDEN,

*Chairman.*

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The Committee on Judiciary to whom was referred

No. 78, A.,

A bill to confer civil jurisdiction on the county court of Fond du Lac county.

No. 43, A.,

A bill relating to evidence in certain cases, and to provide an Executive Privy Seal.

No. 50, A.,

A bill relating to the commencement of actions, and amendatory of section 26, of chapter 138, of the Revised Statutes.

No. 89, A.,

A bill to repeal chapter 404, of the laws of 1876, relating to counties and county officers.

No. 214, A.,

A bill to legalize the acts of Frank Higgins, a justice of the peace in the county of La Fayette.

No. 111, A.,

A bill to legalize the acts of Wayne B. Dyer, a justice of the peace in the village of Durand and county of Pepin.

No. 201, A.,

A bill relating to the election of city marshals in the city of Janesville, and amendatory of section 4, of chapter 223, of the private and local laws of 1867, entitled "an act to amend chapter 474 of the private and local laws of 1866," and the several acts amendatory thereto.

Jt. Res. No. 28, A.,

Relating to stereotyping plates of Geological Survey Report.

No. 58, A.,

A bill for the limitation of tax certificates owned by counties and municipal corporations.

No. 42, A.,

A bill relating to estates in dower, and amendatory of sections 17, 18, and 19, of chapter 89, of the Revised Statutes,

Have had the same under consideration, and respectfully report

the same back with the recommendation that they be each concurred in; Senator Wing dissenting as to No. 89, A.

L. W. BARDEN,  
*Chairman.*

On motion of Senator Hiner,

The rules were suspended, and No. 78, A., was read a third time and concurred in.

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The Committee on Judiciary to whom was referred

No. 187, S.,

A bill to amend section 5 of chapter 14 of the Revised Statutes, entitled "of resignations, vacancies, and removals, and of supplying vacancies."

No. 94, S.,

A bill to authorize the Union Lumbering Company to make and maintain and operate certain improvements on Yellow river for log driving purposes.

Have had the same under consideration, and have amended the same, and respectfully recommended that they do pass when so amended.

Senator Wing dissenting as to No. 94, S.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 48, A.,

A bill in relation to fees of county judges, and to repeal chapter 123 of the laws of 1871, and amendatory of section 2 of chapter 121 of the laws of 1868.

No. 223, A.,

A bill relating to the partition of real estate, and amendatory of chapter 142 of the Revised Statutes, relating to the partition of lands owned by several persons."

Have had the same under consideration and respectfully report that they have amended the same and recommend that they be concurred in when so amended.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred

Mem. 22, S.,

Memorial of J. H. Knight, relating to electors.

Have had the same under consideration, and deem it inexpedient to pass any law on the subject, but respectfully recommend that the memorial be referred to the revisers of the statutes.

L. W. BARDEN,  
*Chairman.*

So ordered.

The Committee on Judiciary to whom was referred

No. 156, S.,

A bill to regulate the use of the great seal, and to establish a lesser seal.

No. 28, S.,

A bill to suppress vagrancy.

No. 24, S.,

A bill to change the time of holding the annual meetings of the county supervisors of Rock county, and to amend section 26, chapter 13, of the Revised Statutes.

Have had the same under consideration, and respectfully report the same back with the recommendation that they each be indefinitely postponed

L. W. BARDEN,  
*Chairman.*

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The Committee on Incorporations and Public Improvements, to whom was referred bills

No. 101, A.,

A bill to authorize D. W. Tupper and George E. Tupper and their associates to improve Tupper Creek for log driving purposes,

No. 200, A.,

A bill relating to assessors in the city of Janesville, and amendatory of section one (1), of chapter seven (7), of chapter four hundred and seventy-four (474), of the private and local laws of Wisconsin for 1866, entitled "an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof into one act, and amend the same."

No. 225, A.,

A bill relating to the bringing of actions against the city of Fond du Lac and to amend section 42 of chapter 102, of the laws of 1876, entitled "an act to amend chapter 59, private and local laws of 1868, 'entitled an act to incorporate the city of Fond du Lac,'"

No. 350, A.,

A bill relating to the license fund received by the city of Chipewa Falls.

Have had the same under consideration, and instruct me to report the same back and concurrence recommended.

No. 346, A.,

A bill entitled "an act to provide for the payment of the actual indebtedness of the late town of Eaton, in Monroe county."

With amendments, and recommend concurrence when so amended.

THOMAS B. SCOTT,  
*Chairman.*

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The Committee on Education, to whom was referred

No. 71, S.,

A bill to amend chapter No. 323, laws of 1875.

Has had the same under consideration, and instruct me to re-

port the same back with an amendment, and recommend its passage when so amended.

They have also had under consideration

No. 343, A.,

A bill relating to the State Historical Society.

And instruct me to report the same back, with an amendment, and the recommendation that it be concurred in when so amended.

H. RICHARDSON,  
*Chairman.*

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The Committee on Railroads, to whom was referred

No. 173, S.,

A bill to amend section 4, of chapter 57, of the laws of 1876, entitled "an act to amend chapter 273, of the laws of 1874," entitled "an act relating to railroad, express, and telegraph companies in the State of Wisconsin," and to repeal other sections and acts therein named,

Have had the same under consideration, and would respectfully report the same back with amendments, and recommend its passage when so amended.

No. 192, S.,

A bill relating to and amendatory of section 1, chapter 57, laws of 1876, entitled "an act to amend chapter 273, laws of 1874," entitled "an act relating to railroad, express and telegraph companies in the State of Wisconsin," and to repeal other sections and acts named therein.

No. 236, S.,

A bill providing for the election by the people of a railroad commissioner.

With the recommendation that they be indefinitely postponed; Senators Rankin, Reed, and Wing, of the committee, dissenting.

No. 98, S.,

A bill to amend subdivision 5, section 11, chapter 119, general laws 1872, entitled "an act in relation to railroads and the organization of railroad companies."

With pending amendment.

And recommend that it be indefinitely postponed.

A. FARR,  
*Chairman.*

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The Committee on Town and County Affairs has had under consideration

No. 105, A.,

A bill to create the county of Wells and provide for the organization of the same.

And accompanying Memorial No. 56, S.

Respectfully report the same back to the Senate without recommendation.

MARK DOUGLAS,  
*Chairman.*

The Committee on Claims has had under consideration

Mem. No 46, S.,

Relating to a claim of Sylvester G. H. Crocker.

No. 162, S.,

A bill to appropriate to Sylvester G. H. Crocker a sum of money.

And report the same back with an amendment, and the recommendation that said bill do pass when so amended.

D. E. WELCH,

*Chairman.*

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The Committee on Finance, Banking and Insurance, to whom was referred

No. 344, A.,

A bill relating to deposits of married women, trustees and minors in savings banks.

No. 118, A.,

A bill relating to town insurance companies.

Have had the same under consideration, and respectfully report the same back to the Senate and recommend they do pass.

No. 106, S.,

A bill to provide for the construction of gas works for the purpose of lighting the state capitol and grounds with gas.

And recommend it be indefinitely postponed.

J. B. TREAT,

*Chairman.*

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The Printing Committee to whom was referred

No. 66, A.,

A bill relating to public printing, and amendatory of section 28, chapter 243, general laws of 1874.

Report the same back and recommend that it be concurred in.

SAM. S. FIFIELD,

*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee, consisting of the senators from the 5th, 6th and 7th districts, to which was referred

No. 86, A.,

A bill relating to fees of jurors, and to amend chapter 280 of the general laws of 1874,

Have had the same under consideration, and report it back. Indefinite postponement recommended.

I. W. VAN SCHAICK,

JNO. L. MITCHELL,

GEO. A. ABERT,

*Committee.*



The Select Committee, to which was referred

No. 365, A.,

A bill amendatory of and supplementary to the charter of the city of Milwaukee,

Have had the same under consideration and report it back without recommendation.

I. W. VAN SCHAICK,

GEO. A. ABERT,

JNO. L. MITCHELL,

*Committee.*

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The Select Committee to whom was referred

No. 161, S.,

A bill to enable the city of Madison to refund the capitol extension bonds.

Have had the same under consideration, and report it back with an amendment, and recommend its passage when so amended.

G. B. BURROWS,

*Chairman.*

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The Select Committee to whom was referred

No. 138, S.,

Would respectfully report the same back, and recommend its passage.

H. C. MUMBRUE,

*Committee.*

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#### • MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 333, A.,

A bill to authorize the county board of supervisors of the county of Clark, to levy and collect a tax for the purpose of building roads in Clark county.

No. 312, A.,

A bill to donate the cereals and other centennial exhibits, made by the state, to the State Agricultural Society.

No. 259, A.,

A bill relating to town insurance companies, and to legalize the action of the Farmers' Mutual Fire Insurance Company, of the towns of Troy and East Troy, of the county of Walworth.

No. 308, A.,

A bill relating to highways, streets and alleys upon boundary lines of cities and towns.

No. 270, A.,

A bill to provide for laying out and establishing a state road

from Richland Center, in Richland county, Wisconsin, to Hillsborough, in Vernon county, Wisconsin.

No. 250, A.,

A bill relating to drainage in the city of Manitowoc, and amendatory of section 7, of chapter 228, of the laws of Wisconsin for 1875.

No. 402, A.,

A bill to amend section one (1), of chapter 77, laws of 1876, entitled "an act relating to the Second county court of Brown county, and amendatory of sections four (4) and five (5), of chapter nine (9), laws of 1875."

No. 73, A.,

A bill relating to the preservation of game, and amendatory of section 1, of chapter 121, of the laws of 1874.

No. 151, A.,

A bill relating to the protection of insect-devouring birds, and amendatory of chapter 178, general laws of 1869.

No. 321, A.,

A bill to change the time for holding the general terms of the circuit court of Walworth county.

No. 329, A.,

A bill to amend sub-section 4 of section 50 of chapter 19 of the Revised Statutes, relating to overseers of highways.

No. 413, A.,

A bill relating to the catching of fish in the Pecatonica river and its tributaries, in La Fayette county.

No. 443, A.,

A bill relating to the salary of county judges, and amendatory of section 3, of chapter 121, of the laws of 1868, as amended by chapter 54, of the general laws of 1871.

No. 418, A.,

A bill relating to the foreclosure of mortgages.

No. 388, A.,

A bill to legalize the tax roll of the town of Marietta, in Crawford county.

No. 169, A.,

A bill in relation to the exchange of the laws, documents and Supreme Court Reports of this state.

No. 384, A.,

A bill relating to the preservation of game in the State of Wisconsin, and amendatory of chapter 329, of the laws of 1874.

No. 150, A.,

A bill to legalize the acts of the Board of Supervisors of the town of Star Prairie, in the county of St. Croix, Wisconsin, in building a bridge across Willow River, in section No. 36 of said town.

No. 339, A.,

A bill to facilitate the more perfect execution of trusts, in certain cases.

No. 226, A.,

A bill in relation to the settlement of estates, where the county

judge is incapacitated, and to amend section 16, of chapter 117, of the Revised Statutes.

No. 195, A.,

A bill relating to the organization of manufacturing companies and other purposes, and amendatory of section 12, of chapter 414, of the general laws of 1872.

No. 63, A.,

A bill relating to attorneys' fees in justice courts; and amendatory of section one, of chapter 96, of the laws of 1876.

No. 98, A.,

A bill to appropriate to the fish commissioners a certain sum of money therein named.

No. 70, L.,

A bill relating to the liabilities of counties in certain cases, and amendatory of section 1 of chapter 35 of the general laws of 1860, entitled "an act to limit the liability of counties in certain cases."

Jt. Res. No. 21, A.,

Thanking Senator Howe for his vote on the Compromise Bill.

No. 186, A.,

A bill relating to the mining of iron ore, etc., and to the assessment for taxation of real property containing iron ore.

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#### ASSEMBLY MESSAGE CONSIDERED.

Nos. 333, 308, 270, 329, A.,

Were referred to the Committee on Roads and Bridges.

Nos. 402, 321, 443, 418, 388, 169, 150, 339, 226, 63, A.,

Were referred to the Committee on Judiciary.

Nos. 312, 73, 151, 413, 384, A.,

Were referred to the Committee on Agriculture.

No. 259, A.,

Was referred to the Committee on Finance, Banks and Insurance.

Nos. 250, 195, A.,

Were referred to the Committee on Incorporations.

No. 98, A.,

Was placed in General File.

No. 70, A.,

Was referred to the Committee on Town and County Affairs.

Jt. Res., No. 21, A.,

Was referred to the Committee on Federal Relations.

No. 186, A.,

Was referred to the Committee on Mining and Smelting.

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#### BILLS READY FOR A THIRD READING.

No. 33, S.,

A bill relating to the Namakagon and Totogatic Dam Company,

and amendatory of chapter 452, of the private and local laws of Wisconsin, for 1869, and the several acts amendatory thereof.

No. 83, S.,

A bill relating to the foreclosure of mortgages and amendatory of chapter 145 of the Revised Statutes, entitled "of actions for the foreclosure of a mortgage," and the acts amendatory thereof.

No. 257, S.,

A bill to provide for the appointment of a commissioner to the International Prison Congress.

Were read a third time and passed.

No. 27, A.,

A bill to detach certain territory from the town of Orion, and attach the same to the town of Eagle in the county of Richland, State of Wisconsin.

No. 129, A.,

A bill regulating the salary of the county judge of Milwaukee county.

No. 182, A.,

A bill to authorize the construction of a viaduct on Reservoir avenue, in the Sixth ward of the city of Milwaukee.

No. 193, A.,

A bill relating to prisons and common jails, and amendatory of section 9, of chapter 190, of the Revised Statutes.

No. 209, A.,

A bill to repeal chapter 276, of the general laws of 1875, entitled "an act to fix the fees of the register of deeds of the county of Milwaukee, for the registration of marriages, births and deaths."

No. 215, A.,

A bill to authorize the transfer to the proper offices of certain documents belonging to the state.

No. 230, A.,

A bill to increase the amount of the official bond of the clerk of the circuit court for the county of Milwaukee.

No. 274, A.,

A bill to authorize the county boards of supervisors of Milwaukee county, to levy a special tax for the payment of county bonds which become due in 1880.

No. 301, A.,

A bill to authorize the levy of a special tax in the Ninth and Tenth wards of the city of Milwaukee for the purchase of a public park.

Were severally read a third time and concurred in.

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#### BILLS ON THEIR THIRD READING.

No. 29, A.,

A bill to establish and maintain a ferry across lake Pepin and Mississippi river from Pepin, in the county of Pepin.

No. 165, A.,

A bill relating to ward officers of the city of Watertown, and

21—s j

amendatory of an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28th, 1865, and repealing chapter 237, of the laws of 1875, approved March 5th, 1875.

No. 251, A.,

A bill relating to the registering of the names of persons who have heretofore or may hereafter declare their intentions to become citizens, or who have been or may hereafter be admitted to become citizens of the United States of America, and amendatory of chapter 60, laws of 1866.

No. 273, A.,

A bill to amend section 1 of chapter 253 of the laws of 1876, entitled "an act to provide for the support of the poor of Milwaukee county."

Were ordered to a third reading.

The amendments to

No. 1, A.,

A bill to authorize the town of Mukwa, in the county of Wau-paca, to issue its corporate bonds to settle its indebtedness to Geo. T. Hammond and Sophia C. Hammond.

No. 128, A.,

A bill relating to the improvement of the Catfish river.

Were adopted and the bills were ordered to a third reading.

No. 53, A.,

A bill relating to justice courts, and amendatory of section 218, of chapter 120, of Revised Statutes.

No. 64, A.,

A bill relating to offenses against chastity, morality and decency and amendatory of chapter 170, of the Revised Statutes.

No. 84, A.,

A bill to amend section 16 of chapter 141, of the Revised Statutes, entitled "of actions for the recovery of real property."

No. 85, A.,

A bill to amend chapter 60 of the general laws of 1866, in relation to registering the names of persons declaring their intention to become citizens of the United States.

No. 435, A.,

A bill in relation to justices of the peace and constables in the city of Milwaukee.

Were indefinitely postponed.

No. 59, A.,

A bill relating to witness fees in courts of record and amendatory of chapter 146, of the general laws of 1869.

The question being on the indefinite postponement of the bill, the ayes and noes being demanded, the Senate refused to indefinitely postpone the bill by the following vote:

Ayes—Senators Barden, Blair, Hiner, Torrey, Wing—5.

Noes—Senators Bones, Burrows, Davis, Douglas, Downs, Farr, Grimmer, Hathaway, Mitchell, Mumbrue, Reed, Richardson, Ryan, Tate, Treat, Welch, Williams—17.

The bill was then ordered to a third reading.

## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 185, S.,

A bill to submit to the people an amendment to section 2, of article 8, of the constitution of this state.

Was ordered engrossed and read a third time.

The amendments to

No. 21, S.,

A bill to appropriate to the State Hospital for the Insane, a sum of money therein named.

No. 237, S.,

A bill to amend chapter 130, general laws of 1868, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon."

No. 251, S.,

A bill to protect makers of notes given to fire insurance companies for payment of premiums.

Were adopted, and the bills were ordered engrossed and read a third time.

The amendments to

No. 207, S.,

A bill relating to the assessment of personal property, and amendatory of section 20, chapter 148 general laws of 1872.

Were adopted; the bill was ordered engrossed and read a third time, and the title amended so as to read as follows:

A bill authorizing the governor to designate a circuit judge, to hold court in any circuit where a vacancy exists in the office of circuit judge.

No. 32, S.,

A bill to provide for the publication of the transactions of the Wisconsin Dairymen's Association.

The amendments reported by the committee were adopted.

Senator Burrows offered the following amendment:

Amend section 2 by striking out the words "twenty-five," where they occur in the second line of the printed bill, and insert the word "forty" in place thereof.

The amendment was adopted.

Senator Wing offered the following amendment:

Strike out the word "fifty" where it first occurs.

The amendment was lost, and the bill was ordered engrossed and read a third time.

The amendments to

No. 174, S.,

A bill relating to the fees of sheriffs and referees.

Were adopted, and the bill was laid aside until Tuesday next.

No. 212, S.,

A bill to authorize the secretary of state to audit certain necessary expenses of the late treasury agent.

Was laid aside until Tuesday.

No. 246, S.,

A bill providing stationery and postage stamps for clerks and employes of the legislature.

The question being on the indefinite postponement of the bill,

The ayes and noes being demanded,

The Senate refused its indefinite postponement by the following vote:

Ayes—Senators Barden, Burrows, Downs, Tate, Welch—5.

Noes—Senators Bones, Davis, Douglas, Farr, Grimmer, Hathaway, Hiner, Mitchell, Mumbroe, Reed, Ryan, Torrey, Williams, Wing—14.

The amendments reported by the committee were rejected and the bill was ordered engrossed and read a third time by the following vote:

Ayes—Senators Bones, Davis, Douglas, Farr, Hathaway, Hiner, Mitchell, Mumbroe, Ryan, Torrey, Williams, Wing—12.

Noes—Senators Barden, Burrows, Downs, Grimmer, Tate, Welch—6.

No. 104, S.,

A bill to amend section one of chapter 100, laws of 1867, relative to liens upon logs and timber.

No. 128, S.,

A bill to amend chapter 188, general laws of 1872, relating to the town of Ahnapee.

No. 245, S.,

A bill to authorize and direct the secretary of state to order the binding of the report of the railroad commissioner.

Were indefinitely postponed.

No. 227, S.,

A bill relating to and amendatory of chapter 129, of the general laws of 1869, entitled "an act to fix the compensation of the members of the county board of supervisors of the county of Racine."

Was recommitted to a select committee, consisting of Senator Bones.

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### REPORTS OF COMMITTEES.

The Committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 89, S.,

A bill repealing chapter 385, of the laws of 1876, relating to a state road from Jenny, in Lincoln county, to Westboro, in Taylor county.

No. 231, S.,

A bill to amend section 54, of chapter 134, of the Revised Statutes, entitled "of executions and proceedings supplementary thereto."

No. 96, S.,

A bill to distribute more equally the burdens of taxation in certain counties of this state.

No. 207, S.,

A bill to authorize the governor to designate a circuit judge to hold court in any circuit where a vacancy exists in the office of circuit judge.

G. B. BURROWS,  
*Chairman.*

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The Committee on Enrolled Bills have examined and find correctly enrolled the following bills:

No. 25, S.,

A bill to amend chapter 53, general laws of 1858, entitled "an act for the formation and protection of county agricultural societies."

No. 103, S.,

A bill to change the boundaries of certain towns in Lincoln county, and to organize the town of Scanawan therein.

THOS. A. BONES,  
*Chairman.*

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On motion of Senator Douglas,  
The Senate adjourned.



MONDAY, FEBRUARY 26, 1877.

7:30 P. M.

The Senate met pursuant to adjournment,

The Lieutenant Governor presiding.

The roll was called and the following Senators responded to their names :

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mumbrue, Rankin, Reed, Richardson, Sacket, Schneider, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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Senator Torrey moved that the vote by which No. 245, S., was refused engrossment, be reconsidered.

Which motion prevailed, and further consideration of the bill was postponed until to-morrow.

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#### MEMORIALS PRESENTED AND REFERRED.

By Senator Davis :

Mem. No. 69, S.,

Of Hon. John Adams, John Wall, Samuel Charlesworth, and 45 others, tax-payers and citizens of the village of Black Earth, Dane county, for the passage of bill No. 215, S., providing for the furnishing of text-books for common schools, under state supervision, at reduced rates.

To Committee on Education.

By Senator Davis :

Mem. No. 70, S.,

Of M. C. Burnett, Dr. W. H. Robbins, Ever Christianson Myren, and 20 other citizens and tax payers of the village of Black Earth, Dane county, for the passage of a bill for cheaper text-books, by having the same furnished under state supervision.

To Committee on Education.

By Senator Davis :

Mem. No. 71, S.,

Of Wm. H. Marsh, K. Ericson, and 11 other citizens of Black

Earth, Dane county, for the passage of a bill cheapening common school text-books, and publishing same under state supervision.

To Committee on Education.

By Senator Mumbrue:

Mem. No. 72, S.,

Of A. R. White, H. White, John D. McLean, and 27 other citizens of Stevens Point and Portage county, for passage of Senate bill providing uniformity of common school text-books and cheapening cost of same to the people of the state.

To Committee on Education.

By Senator Mumbrue:

Mem. No. 73, S.,

Of James W. Ryan, E. R. Herren, F. P. Fox, and 53 other citizens and tax-payers of Portage County, for passage of Senate bill providing uniformity in text-books and cheapening price of the same.

To Committee on Education.

By Senator Mumbrue:

Mem. No. 74, S.,

Of John A. Walker, G. B. Newton, Thomas Gray, H. Halvorson, and 49 other tax-payers of Stevens Point, in Portage county, for passage of bill providing uniformity in common school text-books, and greatly cheapening the same.

To Committee on Education.

By Senator Mumbrue:

Mem. No. 75, S.,

Of Patrick Mullen, R. Van Houten, Mathew Adams and 5 others, citizens of Portage county, for passage of Senate bill providing uniformity of text-books and cheapening price of same.

To Committee on Education.

By Senator Mumbrue:

Mem. No. 76, S.,

Of A. A. Joss, H. M. Wadleigh, Louis Ecke, E. H. Cosgrave and 46 others, citizens and tax-payers of Stevens Point in Portage county, for passage of bill providing for uniformity of common school text-books and cheapening cost of same.

To Committee on Education.

By Senator Mumbrue:

Mem. No. 77, S.,

Of H. W. Lee, W. J. Clifford, John McDonald and 40 others, citizens and tax-payers of Portage county, for passage of Senate bill No. 215, providing uniformity in common school text-books and cheapening cost of same.

To Committee on Education.

By Senator Torrey:

Mem. No. 78, S.,

Of G. Bauman, Wm. B. Greenwood and 29 others, citizens and tax-payers of Oshkosh, for the passage of the bill to provide for publishing school text-books in this state under state supervision.

To Committee on Education.

By Senator Torrey :

Mem. No. 79, S.,

Of William Hill, W. R. Kennedy, Sanford Beckwith, Simon B. Paige, C. A. Johnson and 69 other leading merchants, citizens and tax payers of the city of Oshkosh for the passage of a bill to provide for publication of school text books in this state under state supervision.

To Committee on Education.

By Senator Torrey :

Mem. No. 80, S.,

Of F. A. Reinhart, Abel Neff, Dr. C. H. Eaton, Oswald Mensel and 36 other citizens and tax-payers of the city of Oshkosh, for the passage of a bill to provide for publishing school text-books in this state under state supervision.

To Committee on Education.

By Senator Torrey :

Mem. No. 81, S.,

Of Dr. Sam'l J. Osborn, Dr. Alex. Ault, Hugh Stevenson and 14 other leading citizens and tax-payers of the city of Oshkosh, for the passage of a bill to provide for the publishing of school text-books, in this state, under state supervision.

To Committee on Education.

By Senator Torrey :

Mem. No. 82, S.,

Of Thomas Whitely, R. L. Bigger, N. N. Smart, Paul Reynolds and 71 other citizens and tax-payers of the city of Oshkosh, for the passage of the bill to provide for the publishing school text-books in this state, under state supervision.

To Committee on Education.

By Senator Welch :

Mem. No. 83, S.,

Of J. H. Vrooman, A. G. Tuttle, Kimball, and 51 others, tax-payers of Baraboo, Sauk county, for the passage of Senate bill No. 215, providing for uniformity of common school text-books, and cheapening the price of the same.

To Committee on Education.

By Senator Welch :

Mem. No. 84, S.,

Of H. L. Gray, T. D. Lang, A. W. Sallade, and 28 others, citizens and tax-payers of Baraboo, Sauk county, for the passage of bill No. 215, Senate, providing for uniformity of common school text-books and cheapening the cost of the same to the people of the state.

To Committee on Education.

By Senator Burrows :

Mem. No. 85, S.,

Of George H. Folds, Theo. H. Grove, A. Flom, Aug. Herfurth, T. Purcell, D. Stephens, and 66 others, citizens and tax-payers of

Dane county, for the passage of Senate bill No. 215, providing uniformity in text-books for common schools and cheapening same.

To Committee on Education.

By Senator Burrows:

Mem. No. 86, S.,

Of A. H. Chamberlain, James Reynolds, B. Goldberger and 49 other citizens and tax-payers of Dane county, for passage of Senate bill, providing uniformity in text-books, and cheapening the cost of the same.

To Committee on Education.

By Senator Burrows:

Mem. No. 87, S.,

Of Geo. Schadaur, P. D. Barry, John Hess, and 25 other citizens and tax-payers of Dane county, for passage of bill No. 215, S., providing for lessening the cost of school text-books.

To Committee on Education.

By Senator Burrows:

Mem. No. 88, S.,

Of John C. Roth, James Conklin, and 20 other citizens and tax-payers of Dane county, for passage of bill No. 215, S., providing for lessening the cost of text books for the common schools.

To Committee on Education.

By Senator Burrows:

Mem. No. 89, S.,

Of Robert B. Livesey, R. B. Bird, F. W. Oakley and 45 other citizens of Dane county, for the passage of bill providing uniformity of text-books and cheapening cost of the same.

To Committee on Education.

By Senator Burrows:

Mem. No. 90, S.,

Of M. Whalen, J. Livesey, Dennis Haggerty, Robert Maas, and 44 other citizens and tax-payers of Dane county, for passage of bill providing uniformity in text-books and cheapening cost of the same.

To Committee on Education.

By Senator Burrows:

Mem. No. 91, S.,

Of S. Coburn, C. A. Memhard, and 12 other citizens of Dane county, for passage of Senate bill No. 215, providing for uniformity in text-books and cheapening price of same.

To Committee on Education.

By Senator Burrows:

Mem. No. 92, S.,

Of Hugh Story, Hiram G. Dodge, M. Zwicky, Sr., and 25 other citizens and tax payers of Dane county, for passage of bill No. 215, S., providing for lessening the cost of text-books for the common schools.

To Committee on Education.

## REPORTS OF COMMITTEES.

The Committee on Judiciary, to whom was referred  
Mem. No. 21, S.

The memorial of Stephen V. Shipman, in relation to his services  
in constructing the Northern Hospital for the Insane,

Respectfully report that it is their understanding that said bill  
was referred to said committee for an opinion as to the liability of  
the state in the contract.

Your committee therefore state that there is no difference of  
opinion respecting the liability of the state on the contract under  
the law, but are unable to state the extent of such liability, for  
the reason that they are not in possession of all the facts relative  
to his services as superintendent. Your committee, however, are  
of the opinion that the memorialist is entitled to recover, *under  
the contract*, up to the time of said memorialist's discharge by the  
commissioners. For services rendered after such formal discharge  
by the commissioners, your committee do venture to give no opin-  
ion, they not being in possession of the causes for such discharge,  
nor of the agreement, if any, under which said memorialist con-  
tinued to superintend such work. Your committee therefore re-  
port said memorial and accompanying documents back to the  
Senate, and recommend that they be recommitted to the Commit-  
tee on Claims.

L. W. BARDEN,  
*Chairman.*

So ordered.

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The Committee on Judiciary to whom was recommitted  
No. 242, S.,

A bill to change and define the limits of the third, seventh and  
ninth judicial circuits, and fix the time for holding the terms of  
court therein, and for other purposes.

With pending amendments, have had the same under considera-  
tion and respectfully report said bill back with an amendment to  
the amendment, and recommend the passage of the bill when so  
amended.

L. W. BARDEN,  
*Chairman.*

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The Committee on Roads and Bridges to whom was referred  
No. 213, S.,

A bill to appropriate a sum of money therein named, for im-  
proving the bridge across Buffalo lake, in the town of Packwaukee,  
in Marquette county,

Report the same back with amendment, and recommend its pas-  
sage when so amended.

GEO. GRIMMER,  
*Chairman.*

On motion of Senator Downs, the bill was recommitted to the Committee on Claims.

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The Committee on Roads and Bridges to whom was referred

No. 256, A.,

A bill to discontinue a state road from Chippewa Falls, in Chippewa county, to Augusta, in the town of Bridge Creek, in Eau Claire county.

No. 333, A.,

A bill to authorize the county board of supervisors of the county of Clark, to levy and collect a tax for the purpose of building roads in Clark county.

No. 270, A.,

A bill to provide for laying out and establishing a state road from Richland Center, in Richland county, Wis., to Hillsboro, in Vernon county, Wis.

No. 308, A.,

A bill relating to highways, streets and alleys upon boundary lines of cities and towns.

Report the same back with recommendation that they be concurred in.

GEO. GRIMMER,  
*Chairman.*

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The Committee on Engrossed Bills have examined and find correctly engrossed the following bills :

No. 237, S.,

A bill to amend chapter 130, general laws of 1868, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon."

No. 32, S.,

A bill to provide for the publication of the transactions of the Wisconsin Dairymen's Association.

No. 251, S.,

A bill to protect makers of notes given to fire insurance companies for payment of premiums.

No. 185, S.,

A bill to submit to the people an amendment to section 2, of article 8, of the constitution of this state.

No. 21, S.,

A bill to appropriate to the State Hospital for the Insane a sum of money therein named for the payment of current expenses for permanent improvements and for miscellaneous purposes.

No. 246, S.,

A bill providing stationery and postage stamps for clerks and employes of the legislature.

G. B. BURROWS,  
*Chairman.*

## REPORTS OF SELECT COMMITTEES.

The Select Committee to whom was referred

Mem. No. 7, S.,

Wherein is set forth sundry grievances, that the poor people are overburdened with taxes which they can no longer pay.

Would respectfully report the same back, with a bill which is drawn for the purpose of relieving, in a partial manner, the embarrassment of certain localities, caused by the unequal distribution of taxes, and would respectfully recommend the passage of the bill.

H. C. MUMBRUE,  
*Chairman.*

Said bill became

No. 260, S.,

A bill to distribute more equally the burdens of taxation in certain counties in this state.

The bill was placed in the General File.

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MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 136, A.,

A bill relating to the invention and successful use of steam and other mechanical agents on highways, and amendatory of chapter 104, of the laws of 1875, as amended by chapter 134, of the laws of 1875, as amended by chapter 182, of the laws of 1876.

No. 100, A.,

A bill to amend section 9, of chapter 3, of chapter 184, of the laws of 1874, entitled "an act to consolidate, revise and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof."

No. 322, A.,

A bill relating to the size of the mesh used in trap or pond nets.

No. 286, A.,

A bill relating to the capital of fire and life insurance companies of other states and of foreign governments, desiring to transact business in this state.

No. 359, A.,

A bill relating to the right of way of railroads and amendatory of section 16, of chapter 119 of the general laws of 1872.

No. 269, A.,

A bill to amend section 32, of chapter 130, of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

No. 379, A.,

A bill to incorporate the Firemen's Association of the city of Fond du Lac.

No. 31, A.,

A bill to prevent the commission of waste upon lands upon which tax certificates are outstanding and unpaid.

No. 314, A.,

A bill to authorize Philetus Sawyer, Jesse Spaulding and Isaac Stephenson, and their associates, successors, heirs and assigns, to improve that portion of the Menomonee river being in the State of Wisconsin, and above Grand Portage Rapids, for log-driving purposes.

No. 162, A.,

A bill relating to the exemption of a certain portion of the earnings of married men and others, and amendatory of chapter 148, of the general laws of 1858.

No. 276, A.,

A bill to provide for the purchase of 250 copies of Webster's Dictionary.

No. 171, A.,

A bill to amend the charter of the city of Ft. Howard.

No. 18, A.,

A bill to amend the city charter of the city of Fond du Lac, and to repeal sections 12 and 15 of chapter 5 of chapter 59 of the private and local laws of 1868, of chapter 474 of the private and local laws of the year 1871, and all acts amendatory thereof.

No. 116, A.,

A bill to amend chapter 72 of the private and local laws of 1870, entitled "an act to enable the city of Watertown to settle its railroad debt."

And has concurred in Senate amendments to

M. C. No. 3, A.,

Memorial to Congress for increased mail facilities in western portion of Oconto county.

And has concurred in

No. 112, S.,

A bill to amend chapter 41, of the laws of 1873, entitled "an act to amend chapter 224, of the private and local laws of 1871, entitled 'an act to consolidate and amend the act to incorporate the city of Beaver Dam, and the several acts amendatory thereof.'"

Jt. Res. No. 13, S.,

Relating to the revising board.

No. 160, S.,

A bill to authorize the trustees, managers and directors of the state charitable, penal and benevolent institutions, to require their treasurer or other person having money or property of said institutions in their possession, to give bonds.

No. 86, S.,

A bill for the preservation of fish in lakes Winnebago, Butte des Morts, Winneconne, Poygan, and Little Lake Butte des Morts, and in the waters of Fox river, between Little Lake Butte des Morts and the mouth of Wolf river, and lake Winneconne.

No. 125, S.,

A bill relating to assaults with intent to do great bodily harm, and to prescribe the punishment therefor.



No. 184, S.,

A bill to amend an act entitled, "an act to organize a union school district in the village and town of Monroe, in the county of Green."

No. 108, S.,

A bill to fix the times for holding the terms of the circuit court in the county of Kenosha.

M. C. No. 4, A.,

For service on a mail route now established from Menomonie, Dunn county, to Erin Corners, in St. Croix county.

M. C. No. 3, S.,

To Congress for increased mail facilities in western portion of Oconto county.

M. C. No. 1, S.,

To Congress for the extension of a mail route from the town of Berlin in Marathon county, Wisconsin, to the town of Hamburg in said county.

No. 100, S.,

A bill to appropriate to the superintendent of public property, a sum of money therein named, for the use of the state.

No. 252, S.,

A bill to appropriate a sum of money therein named to A. E. Elmore and others, for services rendered under Jt. Res. No. 13, session of 1876.

And has amended and concurred in as amended

No. 145, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of its trust funds to the town of Pine Valley, in the county of Clark, Wisconsin.

No. 59, S.,

A bill to amend section 22 of chapter 144 of the general laws of 1872, relating to the organization of corporations for manufacturing and other purposes.

And was concurred in

Jt. Res. No. 13, S.,

Relating to the revising board.

And has refused to concur in

No. 111, S.,

A bill to amend section 15, of chapter 133, of the Revised Statutes, relating to witness fees in courts of record.

No. 151, S.,

A bill to amend chapter 244, of the private and local laws of 1867, entitled "an act to incorporate the village of Trempealeau."

No. 73, S.,

A bill to amend section 1, chapter 105, of the Revised Statutes, entitled "of the conveyance of real estate by executors and administrators in certain cases."

No. 159, S.,

A bill to provide for the competency of married women as witnesses.

No. 43, S.,  
A bill to amend chapter 111, of the Revised Statutes, entitled "of divorce."

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### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 272, A.,

A bill to amend chapter 39, of the laws of 1875, entitled "an act to incorporate the city of Oconomowoc."

No. 123, A.,

A bill to incorporate the city of New London.

And has concurred in Senate amendment to

M. C. No. 3, A.,

To Congress for increased mail facilities in the western portion of Oconto county.

And has concurred in

No. 77, S.,

A bill in relation to judgments.

And ask for the return of

No. 365, A.,

A bill amendatory of and supplementary to the charter of the city of Milwaukee.

For the purpose of reconsideration.

Said bill No. 365, A., was ordered to be returned to the Assembly as requested.

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### ASSEMBLY MESSAGE CONSIDERED.

Nos. 136, 379, 314, 171, 18, A.,

Were referred to the Committee on Incorporations and Public Improvements.

Nos. 269, 162, 116, A.,

Were referred to the Judiciary Committee.

No. 286, A.,

Was referred to the Committee on Finance, Banks and Insurance.

No. 359, A.,

Was referred to the Committee on Railroads.

No. 31, A.,

Was referred to the Committee on Public Lands.

No. 376, A.,

Was referred to the Committee on Education.

No. 100, A.,

Was referred to a Select Committee, consisting of Senators Van Schaick, Mitchell and Abert.

No. 272, A.,

Was referred to a Select Committee, consisting of Senator Blair.

No. 322, A.,

Was referred to a Select Committee, consisting of Senators Farr, Mitchell and Rankin.

No. 123, A.,

On motion of Senator Welch, the rules were suspended, and the bill was read a third time and concurred in.

The Assembly amendments to Nos. 145 and 59, S., were concurred in.

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### RESOLUTIONS CONSIDERED.

J. Res. No. 28, A.,

Relating to stereotyping plates of Geological Survey Report.

Was concurred in.

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### BILLS READY FOR A THIRD READING.

No. 89, S.,

A bill to repeal chapter 385, of the laws of 1876, relating to a state road from Jenny, in Lincoln county, to Westboro, in Taylor county.

No. 207, S.,

A bill to authorize the governor to designate a circuit judge to hold court in any circuit where a vacancy exists in the office of circuit judge.

Were read a third time and passed.

No. 96, S.,

A bill to distribute more equally the burdens of taxation in certain counties in this state.

Was read a third time and passed by the following vote:

Ayes—Senators Arnold, Barden, Burrows, Davis, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Mumbroe, Reed, Sacket, Tate, Torrey, Wing—16.

Noes—Senators Bones, Cavanagh, Farr, Hiner, Mitchell, Rankin, Richardson, Schneider, Treat, Van Schaick, Welch, Williams—12.

No. 121, S.,

A bill to appropriate to the trustees of the State Library a sum of money.

Was read a third time, and passed by the following vote:

Ayes—Senators Abert, Arnold, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Mumbroe, Rankin, Reed, Richardson, Sacket, Schneider, Tate, Torrey, Treat, Van Schaick, Welch, Wing—28.

Noes—0.

No. 231, S.,

A bill to amend section 54, of chapter 134, of the Revised Stat-

utes, entitled "of executions and proceedings supplementary thereto."

The question being upon the passage of the bill,

The ayes and noes being demanded,

The Senate refused to pass the bill by the following vote:

Ayes—Senators Barden, Blair, Burrows, Douglas, Downs, Fifield, Flint, Mumbrue, Rankin, Sacket, Tate, Van Schaick, Wing—13.

Noes—Senators Abert, Arnold, Bones, Cavanagh, Davis, Farr, Grimmer, Hathaway, Hiner, Mitchell, Reed, Richardson, Torrey, Welch—14.

No. 1, A.,

A bill to authorize the town of Mukwa, in the county of Wau-paca, to issue its corporate bonds to settle its indebtedness to Geo. T. Hammond and Sophia C. Hammond.

No. 29, A.,

A bill to establish and maintain a ferry across lake Pepin and Mississippi river, from Pepin, in the county of Pepin.

No. 66, A.,

A bill relating to public printing, and amendatory of section 28, chapter 243, general laws of 1874.

No. 128, A.,

A bill relating to the improvement of the Catfish river.

No. 165, A.,

A bill relating to ward officers of the city of Watertown, and amendatory of an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28th, 1865, and repealing chapter 237 of the laws of 1875, approved March 5th, 1875.

No. 251, A.,

A bill relating to the registering of the names of persons who have heretofore or may hereafter declare their intentions to become citizens, or who have been or may hereafter be admitted to become citizens of the United States of America, and amendatory of chapter 60, laws of 1866.

No. 273, A.,

A bill to amend section 1 of chapter 253 of the laws of 1876, entitled "an act to provide for the support of the poor of Milwaukee county."

Were severally read a third time and concurred in.

No. 59, A.,

A bill relating to witness fees in courts of record and amendatory of chapter 146, of the general laws of 1869.

Senator Wing moved to recommit the bill to the Judiciary Committee. The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Abert, Arnold, Blair, Burrows, Douglas, Fifield, Grimmer, Hiner, Mitchell, Mumbrue, Rankin, Schneider, Tate, Wing—14.

Noes—Senators Barden, Bones, Cavanagh, Davis, Downs, Farr,

22—s j

Flint, Hathaway, Reed, Richardson, Sacket, Torrey, Treat, Van Schaick, Welch, Williams—16.

The bill was then read a third time and concurred in by the following vote:

Ayes—Senators Abert, Arnold, Bones, Burrows, Cavanagh, Davis, Downs, Flint, Hathaway, Mitchell, Mumbrue, Reed, Richardson, Treat, Van Schaick, Welch, Williams—17.

Noes—Senators Barden, Blair, Douglas, Farr, Fifield, Grimmer, Hiner, Rankin, Sacket, Schneider, Tate, Torrey, Wing—13.

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### BILLS ON THEIR THIRD READING.

No. 42, A.,

A bill relating to estates in dower, and amendatory of sections 17, 18, and 19, of chapter 89, of the Revised Statutes.

No. 43, A.,

A bill relating to evidence in certain cases, and to provide an Executive Privy Seal.

No. 50, A.,

A bill relating to the commencement of actions, and amendatory of section 26, of chapter 138, of the Revised Statutes.

No. 58, A.,

A bill for the limitation of tax certificates owned by counties and municipal corporations.

No. 98, A.,

A bill to appropriate to the fish commissioners a certain sum of money therein named.

No. 101, A.,

A bill to authorize D. W. Tupper and George E. Tupper and their associates, to improve Tupper Creek for log driving purposes.

No. 111, A.,

A bill to legalize the acts of Wayne B. Dyer, a justice of the peace in the village of Durand and county of Pepin.

No. 118, A.,

A bill relating to town insurance companies.

No. 200, A.,

A bill relating to assessors in the city of Janesville, and amendatory of section one (1), of chapter seven (7), of chapter four hundred and seventy-four (474), of the private and local laws of Wisconsin for 1866, entitled "an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof into one act, and amend the same."

No. 214, A.,

A bill to legalize the acts of Frank Higgins, a justice of the peace in the county of La Fayette.

No. 225, A.,

A bill relating to the bringing of actions against the city of Fond du Lac and to amend section 42 of chapter 102, of the laws of 1876, entitled "an act to amend chapter 59, private and local laws

of 1868, entitled 'an act to incorporate the city of Fond du Lac.'"

No. 344, A.,

A bill relating to deposits of married women, trustees and minors in savings banks.

No. 350, A.,

A bill relating to the license fund received by the city of Chippewa Falls.

Were severally ordered to a third reading.

The amendments to

No. 48, A.,

A bill in relation to fees of county judges, and to repeal chapter 123 of the laws of 1871, and amendatory of section 2 of chapter 121 of the laws of 1868.

No. 223, A.,

A bill relating to the partition of real estate, and amendatory of chapter 142 of the Revised Statutes, relating to the partition of lands owned by several persons.

No. 343, A.,

A bill relating to the State Historical Society.

No. 346, A.,

A bill entitled "an act to provide for the payment of the actual indebtedness of the late town of Eaton, in Monroe county."

Were adopted and the bills were ordered to a third reading.

No. 23, A.,

A bill relating to town treasurers and defining their duties in certain cases.

No. 86, A.,

A bill relating to fees of jurors, and to amend chapter 280 of the general laws of 1874.

Were indefinitely postponed.

No. 201, A.,

A bill relating to the election of city marshals in the city of Janesville, and amendatory of section 4, of chapter 223, of the private and local laws of 1867, entitled "an act to amend chapter 474 of the private and local laws of 1866," and the several acts amendatory thereto.

Was re-committed to the Committee on Incorporations and Public Improvements.

No. 89, A.,

A bill to repeal chapter 404, of the laws of 1876, relating to counties and county officers.

Was re-committed to the Judiciary Committee.

No. 105, A.,

A bill to create the county of Wells and provide for the organization of the same.

Senator Grimmer moved that the bill be indefinitely postponed.

Senator Hiner moved that further consideration of the bill be postponed until Thursday morning.

Senator Grimmer moved to amend by substituting "at 11:30 o'clock to-morrow."

The ayes and noes being demanded, the motion prevailed by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Burrows, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Mumbrue, Rankin, Reed, Richardson, Tate, Torrey, Welch, Wing—21.

Noes—Senators Cavanagh, Hiner, Mitchell, Sacket, Schneider, Van Schaick—6.

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#### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 26, S.,

A bill to amend chapter 82, of the general laws of 1859, entitled "an act to provide for the more efficient punishment of certain offenses."

Was ordered engrossed and read a third time.

The amendments to

No. 71, S.,

A bill to amend chapter No. 323, laws of 1875.

No. 187, S.,

A bill to amend section 5 of chapter 14 of the Revised Statutes, entitled "of resignations, vacancies, and removals, and of supplying vacancies."

Were adopted and the bills were ordered engrossed and read a third time.

The amendments to

No. 162, S.,

A bill to appropriate to Sylvester G. H. Crocker a sum of money.

Were adopted.

The ayes and noes being demanded, the bill was ordered engrossed and read a third time, by the following vote:

Ayes—Senators Arnold, Blair, Bones, Burrows, Cavanagh, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Mumbrue, Reed, Richardson, Sacket, Schneider, Tate, Torrey, Treat, Van Schaick, Welch, Williams—25.

Noes—Senators Abert, Rankin—2.

The amendments to

No. 161, S.,

A bill to enable the city of Madison to refund the capitol extension bonds.

Were adopted.

The title was amended so as to read as follows:

A bill relating to corporations organized under provisions of chapter 113, of the laws of 1874.

And the bill was ordered engrossed and read a third time.

No. 208, S.,

A bill to amend chapter 152, general laws of 1872, entitled "an act to authorize the county board of supervisors in the several counties in this state, to levy a special tax for county road purposes," and to repeal chapter 229, general laws of 1874.

Senator Flint offered the following amendment to the amendment reported by the committee:

"Amend by inserting after the word 'mills,' where it occurs in the fourth line of section two, of the amended bill as printed, and insert the word 'on a dollar.'"

The amendment was adopted.

The amendment as reported by the committee, as thus amended, was adopted.

The title to the bill was amended so as to read as follows :

"A bill to amend chapter 152, general laws 1872, entitled "an act to authorize the county board of supervisors in the several counties in the state, to levy a special tax for county road purposes," and to amend chapter 229, laws of 1874.

And the bill was ordered engrossed and read a third time.

No. 138, S.,

A bill relating to town and insurance companies and amendatory of section 10, chapter 344, laws of 1876.

Senator Richardson offered the following amendment :

Amend by striking out of 12th line printed bill the words "comprising such company," and adding thereto the words "represented at the annual meeting of said company."

The amendment was lost and the bill was ordered engrossed and read a third time.

No. 173, S.,

A bill to amend section 4, of chapter 57, of the laws of 1876, entitled "an act to amend chapter 273, of the laws of 1874," entitled "an act relating to railroad, express, and telegraph companies in the State of Wisconsin," and to repeal other sections and acts therein named,

The Senate refused to order the bill engrossed, by the following vote :

Ayes—Senators Arnold, Blair, Cavanagh, Douglas, Downs, Rankin, Sacket, Tate, Van Schaick, Williams, Wing—11.

Noes—Senators Abert, Barden, Bones, Burrows, Davis, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Reed, Richardson, Schneider, Torrey, Treat, Welch—19.

No. 28, S.,

A bill to suppress vagrancy.

No. 24, S.,

A bill to change the time of holding the annual meetings of the county supervisors of Rock county, and to amend section 26, chapter 13, of the Revised Statutes.

Were indefinitely postponed.

No. 156, S.,

A bill to regulate the use of the great seal, and to establish a lesser seal.

The Senate refused to indefinitely postpone the bill by the following vote :

Ayes—Senators Arnold, Burrows, Douglas, Downs, Flint, Hudd, Rankin, Richardson, Schneider, Treat, Wing—11.

Noes—Senators Blair, Bones, Cavanagh, Davis, Farr, Fifield, Grimmer, Hathaway, Hiner, Mumbrue, Reed, Sacket, Tate, Torrey, Van Schaick, Welch, Williams—17.



The bill was then ordered engrossed and read a third time.

No. 98, S.,

A bill to amend subdivision 5, section 11, chapter 119, general laws 1872, entitled "an act in relation to railroads and the organization of railroad companies."

Was recommitted to a Select Committee consisting of Senator Farr.

No. 106, S.,

A bill to provide for the construction of gas works for the purpose of lighting the state capitol and grounds with gas.

No. 192, S.,

A bill relating to and amendatory of section 1, chapter 57, laws of 1876, entitled "an act to amend chapter 273, laws of 1874," entitled 'an act relating to railroad, express and telegraph companies in the State of Wisconsin,' and to repeal other sections and acts named therein.

No. 236, S.,

A bill providing for the election by the people of a railroad commissioner.

Were laid aside till Wednesday morning.

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## REPORTS OF COMMITTEES.

The Committee on Enrolled Bills have examined and find correctly enrolled, the following bills:

No. 184, S.,

A bill to amend an act entitled "an act to organize a union school district in the village and town of Monroe, in the county of Green."

No. 108, S.,

A bill to fix the times for holding the terms of the circuit court in the county of Kenosha.

No. 252, S.,

A bill to appropriate a sum of money therein named to A. E. Elmore and others, for services rendered under Jt. Res. No. 13, session of 1876.

No. 100, S.,

A bill to appropriate to the superintendent of public property a sum of money therein named, for the use of the state.

No. 112, S.,

A bill to amend chapter 41, of the laws of 1873, entitled "an act to amend chapter 224, of the private and local laws of 1871, entitled 'an act to consolidate and amend the act to incorporate the city of Beaver Dam,' and the several acts amendatory thereof."

No. 160, S.,

A bill to authorize the trustees, managers and directors of the state charitable, and penal or benevolent institutions, to require their

treasurer or other person having money or property of said institution in their possession, to give bonds.

THOMAS A. BONES,  
*Chairman.*

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On motion of Senator Treat,  
The Senate adjourned.

TUESDAY, FEBRUARY 27, 1877

The Senate met,  
The Lieutenant Governor presiding.

Prayer by the Rev. L. Y. Hays.

The roll was called and the following Senators responded to their names :

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanaugh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Richardson, Sacket, Schneider, Scott, Tate, Torrey, Van Schaick, Welch, Williams, Wing.

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#### LEAVE OF ABSENCE.

Indefinite leave of absence was granted to Senator Ryan.

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#### REPORTS OF COMMITTEES.

The majority of the Committee on Education, to whom was referred

No. 215, S.,

A bill to cheapen the cost of supporting the common schools of the state.

Together with a substitute for said bill,

Report the bill and substitute back, with amendments to the substitute, and recommend the adoption of the substitute when so amended, and the passage of the substitute bill when so amended.

W. H. HINER,  
R. E. DAVIS.

On motion of Senator Davis,

Five hundred extra copies of the substitute for No. 215, S., as reported by the committee, were ordered printed, and the bill was made the special order for Thursday, at 10:30 a. m.

The chairman and minority of the Committee on Education to whom was referred

No. 215, S.,

A bill to cheapen the cost of supporting the common schools of the state.

Has had the same under consideration, and being unable to agree with his co-committemen, beg leave to report: That the advantages of state uniformity have been discussed for many years in the different portions of the Union and in the older states, in the van in educational matters; it has been thoroughly investigated by economists, statesmen and educators, but in no instance adopted except by Vermont. In the west, state uniformity was adopted by Minnesota, in 1868, but after five years' experience of its workings, the state superintendent, the Hon. H. B. Wilson, advised against its renewal, and the reasons which influenced him are quoted by Prof. Searing, our own state superintendent of public instruction, in his able and exhaustive report on that subject in 1874. This evidence against the system should cause us to advance with great caution in a matter of so much importance to the vital interests of the country.

But in the mind of the minority of your committee, the bill now under consideration is objectionable for the following reasons:

*First.* Because it limits the state school book commission in the selection of books to those which have been copy-righted, and entirely excludes from their consideration such as are not controlled by some person or company, who can demand royalty fees for their use, but requires them to select such copy rights, (not books), in manuscript or other form, as shall constitute such a complete series of school books as it shall deem best, and if the contractors and the owners shall fail to agree as to the terms of royalty fees to be paid by the contractor for the use of such copy rights, the commission must select some other copy rights, on which terms of royalty fees can be agreed upon between the contractor and the owner of the same. Now it is a fact that text-books, like all other books are of different degrees of excellence, and to enable us to fully understand the provisions of this bill let us suppose that text-books are divided into four classes to be denominated "best" "good" "medium," and "poor;" and that the school book commission select a series from those denominated "best," the owner of the copy rights of which books refuse to permit their publication by the contractors. The commission then is required to select another series which may be taken from the class designated "good," the owners of the copy-rights of which likewise refuse to make terms with the contractors. In like manner

and with like results the commissioners again make selections from the class denominated "medium" and there is then left no alternative under the provisions of the bill, but for them to make another selection which must necessarily be from the class denominated "poor" and thus the interests of education are sacrificed to that of the contractors, and the state school book commission is the unwilling instrument in inflicting incalculable wrong upon the state and the cause of education; and that this must inevitably be the result of any contractors' attempt to secure the right to publish any desirable text-books, is manifest from the fact that all desirable copy-rights for text-books of which we have any knowledge, are owned by persons who publish the books themselves and will sell no rights to others to compete with them. Nominally the bill provides for the selection of books by the "state school book commission" but by limiting their selections to such books as the contractor may, by agreement as to royalty to be paid, secure the right to publish, it places it in the power of the contractor to exclude from our schools all desirable books, and furnish them with just such books as his interest or caprice may dictate.

*Second.* Because the bill notwithstanding its avowed intention to establish state uniformity in our school system, as relates to text books, is inconsistent with itself, and makes no provision for the distribution of books among scholars, but leaves it to local school boards to make such disposition of them as they may think best, either by sale, loan or gift to scholars or districts, or by consigning them to the flames—the proposed uniformity extending only to the point of collecting the taxes necessary to satisfy the demands of the contractor.

*Third.* For the reason that the table of books and prices and references thereto, contained in the bill, are contradictory and ambiguous. By section seven the Superintendent of Public Instruction is required to keep in his office one copy of each of the books named in the table, and said books are made a standard criteria of work and material to be furnished by the contractor, while section nine expressly declares that the said table shall only furnish a maximum criteria from which to establish prices of books to be furnished by the contractor; thus revoking the provisions of section seven, and absolutely excluding from the consideration of the officer required to make the contract on the part of the state the important factors of quality of material, binding, composition, illustrative work, and stereotyping, and leaving the contractor at liberty to use such materials and perform the work in such manner as to him may seem best. That a contract containing such contradictory provisions would be differently construed by the parties to it and lead to disputes, litigation and claims

against the state which would place all others in the background, can hardly be doubted.

It is also provided that books requiring illustrative plates shall be rated at a higher price. It would seem to the unprejudiced observer that some standard should be fixed by which to determine what is illustrative work. One person might not consider a book illustrated unless it contained numerous illustrations by an artist like Nast; while another might be perfectly satisfied with a single sketch of the tutelary genius of Wisconsin in the form of old Abe surrounded by a ring, resting on a primer.

*Fourth.* Because the prices named in the bill, when taken in connection with the expenses of the state commission, transmission, and distribution of books, and the collecting by taxation of money to pay contractor, are higher by ten per cent. than the state would have to pay for the same or like books in the open market, and have them delivered to counties and school districts, without state intervention or cost, beyond the making of the contract.

*Fifth.* Because the clause in the bill which provides for the increase of ten per cent. in the price of all books ordered in less numbers than ten thousand copies, virtually establishes a different and higher price for one class of books than for others; for, as many of the books required in our schools are only used in the higher branches of learning, not half that number of some books of any series which might be selected would be required in a single year. It also places it within the power of the contractor, by a private understanding with a majority of the commissioners, whereby they should order all books in numbers less than ten thousand copies at one time to obtain the increased price for all books ordered. That any person now in office, who by the provisions of this bill would become a member of the state commission could be influenced by any consideration to sacrifice the interests of the state is not intimated; on the contrary, if the state officers named as commissioners could be continued in office during the existence of the proposed contract, it might constitute one argument in favor of the passage of the bill; but the history of our own state, to say nothing of that of others, furnishes too many examples of official dishonesty and weakness to make any excuse necessary for suggesting such a possibility. The period, too, named for the continuance of the contract is also objectionable. As is well known, the value of all commodities has been gradually shrinking for the past three years, and there is reason to believe will continue to decline so that prices, which appear low to-day, may one year hence and during the period of the contract authorized, be extravagantly high, and yet the state could

ask no abatement from prices fixed. Whereas, if contrary to expectation, prices of material and labor should advance so that the contractor was unable to execute his contract, the trifling amount of his bond would make good but a small percentage of the loss which the state would sustain by his failure.

*Sixth.* Because it prohibits the use in our schools of any books not published by the contractor, regardless of the fact that many children may be supplied with books which would form a portion of the whole of some series which might be selected by the state commission, and makes the use or sale of any school book now in use, or in the hands of dealers, a misdemeanor which shall be punished with a severity never inflicted even upon criminals, except for grave offenses against order and good government. It would seem as though the interests of the contractor were sufficiently guarded in the bill, by providing for forcing what may be his inferior publications, upon our schools, (as it has already been shown may be done by this bill), without the necessity of punishing as a crime the sale or use of books which might be of a much higher literary order than those furnished by the contractor. It is difficult to believe that this provision of the bill is the production of the present century, and not a legacy from a darker age; but if this bill is to become a law, the chairman of your committee would recommend that it be so amended as to make the fines collected under it payable to the contractor; it would then be perfect of its kind.

*Seventh.* Because the cost to school districts of displacing all the books now in use in our schools constitutes a serious objection to the bill. According to the report of the state superintendent of public instruction, there are in the state 484,811 children of school age, and the whole number attending school in 1876 was 282,186, and from the best information obtainable, the minority of your committee estimates the average cost of an outfit of text-books for each scholar, at prices fixed by this bill, at \$2.50, and for all the children attending school, at \$705,465. They also estimate the annual expenditure for renewal of books at twenty-five per centum of the value of the outfit, or 62½ cts. per scholar, and as the bill requires that all the children in the state shall be supplied with books by the contractor, within one year from the publication of the act, and also requires, by section twelve, "that all school districts in the state shall levy and collect, in November, with other taxes, a sum sufficient to pay for all books required for the following year, the amount to be raised in November next by school districts, in addition to their other taxes, will be \$881,831—a sum greater by \$224,764 than the state tax upon counties in the year 1876.

*Eighth.* Because it requires the commissioners to enter into a contract with a person named, and thus renders competition impossible, and accepts terms which are not as advantageous to the state or purchasers of school books as can be otherwise obtained. The custom has prevailed in this state in letting contracts, to award them to the best bidder, and there appears no good reason in a matter involving so large an expenditure of public money as that proposed by this bill, to deviate from that practice. In fine, the bill is, in the opinion of the chairman of your committee, wrong in principle and in detail, not in the interests of economy or education, but from enacting clause to section twenty-one, wholly in the interest of the contractor.

A portion of those advocating state uniformity, but not interested in this bill, propose the purchase by the state of all books necessary for all schools direct from publishers, or in the open market, and their sale to scholars at prime cost. Such a system would necessarily involve the establishment of a central board and depot of supplies, with all the array of officials, attendants and expenses of a large commercial agency, without the redeeming feature of a supervising head personally interested in and responsible for every detail of its business, whose success or failure would depend solely upon his own skill and devotion to its interests. It would also render necessary the establishment of subordinate compensated agencies in all parts of the state, where books equal to the possible wants of the district or locality could be kept in order to supply its demands with business-like promptness. The expenses and losses incidental to such agencies will be best appreciated by those having occasion to employ agents for the sale or distribution of goods of any description.

That such subordinate agencies might be dispensed with is possible, but that would render direct communication between the purchaser and the central board necessary, and subject all, and more particularly those in distant parts of the state, to great inconvenience and heavy expenses for exchange and express charges, and the central depot to a very large amount of work in filling small orders for the various books required. Others, favorable to the proposed uniformity, advocate the purchase of books by the state, and then free distribution among scholars, assuming that, as it is the duty of the state to educate its children, and as books are necessary to such education, they, like teachers and school houses, should be supplied at public cost. The natural corollary of such an assumption is that, as comfortable clothing is necessary to the child's attendance upon school, its wardrobe should be fur-

nished by the state; a proposition which could hardly be defended upon principles of political economy.

This latter plan is subject to all the objections which have been or can be urged against the first, and to the further one, that as books and stationery would be supplied to scholars "without money and without price," there would not be the inducement of self-interest in parents or children, for their care and preservation; and there would be heavier charges for restoration, made necessary by waste and loss, than under our present system. But the general principle of enforced state uniformity is subject to the objection that it does not recognize the existence of local preferences. Our population is composed of people from many states and of many nationalities. They have come to our state to share its fortunes, and have brought with them their preferences for forms and methods, which naturally extend to the government and education of their children and the books they shall use, and any deviation from their preconceived notions as to which are best, will naturally meet with open or covert opposition, and as such opposition can only be successful through the agency of the ballot-box our schools, which are the safeguard of the republic, may become the sport of political parties, and their usefulness destroyed. The principle is also wrong in this, that it assumes to the state the right to interfere in the private and local affairs of its citizens, an assumption which is contrary to the spirit of our institutions and alike injurious to the state and the individual. If the state is justified on purely economical grounds in assuming control of the book trade, it is also justified on similar grounds, in assuming control of the boot and shoe trade. Books are no more necessary than shoes, and if the state is so much more capable of managing the private affairs of its citizens than they are themselves, it should not only act as their guardian in the purchase of books but of clothing; implements of industry; and all other articles necessary for their comfort and advancement. We should then have a communistic paradise.

It is a fact that those most earnest in advocating state uniformity, do so upon other than educational grounds. They claim that it is necessary to protect the public against the extortions of a grinding monopoly, and urge the passage of this bill to that end; but do not seem to consider, that in doing so by such means, they are creating another monopoly infinitely greater and more dangerous, because the faith of the state is pledged to perpetuate and protect it. The book monopoly is not the only one from which we suffer, nor the most grinding. There are many others; the sewing machine monopoly, for instance, presses heavily upon a class least able to bear it, the



poor needle women. But what would be thought of the state erecting itself into a sewing-machine company? Are we to cure all the monopolies in the country on the principle of the "hair of the same dog," by constructing one of our own large enough "like Aaron's rod to swallow all the rest?" It may also be remarked to the credit of these so-called monopolies that the competition between them has resulted in supplying our schools with a class of books which are above the criticism even of those who so bitterly denounce their publishers and agents, and would punish as a misdemeanor their sale or use.

An argument in favor of the passage of this bill is founded upon the fact that the legislature of Minnesota has recently passed a law of this kind, against the known opinions of its most experienced educational men. In the affairs of common life, those persons who have been trained to, and practiced in any trade or vocation, are usually considered the most competent to give an opinion upon it. What would be thought of our legislature's undertaking to construct a new capitol without reference to architects, masons or carpenters? The result would undoubtedly be somewhat like the house that Jack built, in the number of amendments it would draw after it.

Under our local option laws each school board may establish a uniformity in text books to be used in the schools under its control, and has authority to purchase at district expense, and loan or sell to scholars as they may deem best, and many districts now do, and all may purchase direct from publishers at prices quite as advantageous to parents and scholars as those proposed in this bill; and the chairman of your committee has reason to believe that through the influence of the State Superintendent of public instruction, the greatest attainable uniformity will soon be secured without resorting to compulsory laws, or causing material loss or inconvenience to scholars, by displacing valuable books from their schools before they are in a pecuniary condition to replace them with others. But the advantages of local uniformity are so clearly stated by Professor Searing, State Superintendent, that the chairman of your committee begs leave to annex his letter relating to the subject to this report, and express his hearty concurrence therein.

In conclusion the chairman and minority of your committee recommends the indefinite postponement of the bill.

H. RICHARDSON.

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#### IS TEXT-BOOK LEGISLATION NEEDED?

*To the Legislature of Wisconsin:*

In view of the present agitation of the "text-book ques-

tion," and of the fact that my opinions and recommendations respecting the same are to some extent misunderstood and misrepresented, I beg to call the earnest attention of your honorable body to the following facts:

1. An existing law of the state, passed two years ago, allows any school board to purchase text-books, and, as the property of the district, town, village or city, to loan free, rent, or sell the same at cost, to the pupils in the schools. Books can be purchased directly from the publishers, through their branch houses in Chicago and Milwaukee, at a discount of 40 per cent. from present retail prices.

Two hundred and sixty-seven districts in this state were reported to me as purchasing books under this law last year, and others have been more recently reported as following their example since the date of the last official reports. Of the 267 reported as purchasing, 137 loaned the books free, and the others either sold or rented the same.

The plan of district purchase under this law is giving *excellent satisfaction*, in all cases, so far as I can learn, and is rapidly spreading and becoming popular.

2. Besides the large saving in cost by district purchase, direct from publishers, uniformity in the school for which books are thus purchased is the natural and inevitable result.

3. An existing law allows any school board to adopt a series of books for the school or schools under its charge, and provides that after such adoption no change shall be made within three years.

I respectfully suggest that the two laws above mentioned are all the legislation in this direction needed in the interests of the schools and the people. Under these simple and wise laws *the best school books in the world* can be had at a very reasonable price, and absolute uniformity to the extent really essential—in the school or schools under the charge of a single board—can be easily secured.

After a very careful study of this text-book problem, I am convinced that it is wise to seek neither enforced state nor county uniformity. I recommended in my first annual report, and still favor, *township uniformity*; but this only because it would be a step towards the general adoption of the township system of school government, under which the schools of a township are managed by a single board—a very great improvement, in the judgment of nearly all educational men, over the present comparatively inefficient district system.

I am opposed to state uniformity for the following reasons: (a) A law to secure it could be only partially enforced, and a law partially enforced is generally worse than no law. This is abundantly proved by the experience of several states where

uniformity has been tried and has failed—as in Vermont, Missouri, Minnesota, California, and other states. (b) If enforced, the special needs of particular schools and classes of people would not be so well met. (c) If enforced, it would provoke and alienate many, and tend to lessen the popularity of our school system. (d) If enforced, it would destroy the value of at least half a million dollars' worth of books now in use. (e) If enforced, it would suddenly impose upon the people the burden of at least another half million for the new books they must purchase to replace those outlawed. (f) If enforced, it would prevent, for a series of years, the adoption, by any school board in the state, of any improved books, cause our schools to fall behind those of other states, and when the inevitable time for a change came, again destroy at a blow a vast amount of property in the hands of the people.

In the name of the professional teachers and superintendents of the state, who are almost unanimously opposed to enforced uniformity—as honorable, *disinterested*, and intelligent a class of citizens as Wisconsin has; in the name of the great majority of the other school officers, who have not asked that one of their most important duties should be taken from their hands, as incompetent to perform it; in the name of the schools of the state, whose interests we should be very cautious not to rashly imperil, I respectfully and earnestly suggest that the laws we now have, *if used*, are all that are needed to enable the people in every district, village and city to satisfactorily decide for themselves the question of text-books, as they decide the questions of school buildings and teachers, of libraries and apparatus. Let us intelligently act under the laws we have, rather than hasten to create others whose success is more than doubtful.

EDWARD SEARING,

*Supt. Public Instruction.*

MADISON, February 21, 1877.

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The Committee on Agriculture, to whom was referred  
No. 121, A.,

A bill relating to the distraining of cattle doing damage, and amendatory of section 1, of chapter 51, of the Revised Statutes.

Respectfully report that they have had the same under consideration, and report the same back with the recommendation that it be concurred in.

ALEX. A. ARNOLD,  
*Chairman.*

## EXECUTIVE COMMUNICATION.

*To the Honorable, the Senate:*

The following entitled bills, joint resolutions, and memorials originating in the Senate, have severally received the executive approval, and have been deposited in the office of the secretary of state.

No. 7, S.,

An act to regulate the time of holding general and special terms of the circuit court in the Sixth judicial circuit.

Jt. Res. No. 2, S.,

Joint resolution agreeing to an amendment of section 4, of article VII., of the constitution of the State of Wisconsin.

Jt. Res. No. 6, S.,

Joint resolution in relation to purchase of additional copies of Legislative Manual.

M. C. No. 2, S.,

Memorial to Congress for an appropriation to aid in the completion of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor, and to extend the time for the completion thereof.

No. 5, S.,

An act to amend chapter one hundred and twenty-two of the laws of 1876, entitled "an act relating to the city of Portage, and codifying, consolidating and amending the act of incorporation and all acts amendatory thereof."

No. 171, S.,

An act to amend chapter 135, of the laws of 1876, entitled "an act to revise, consolidate and amend the charter of the city of La Crosse," approved February 19, 1869, and the several acts amendatory thereof, approved March 7, 1876.

No. 12, S.,

An act relating to narrow gauge railroads, and amendatory of section 13, of chapter 182, of the general laws of 1872, as amended by chapter 317, of the laws of 1874, and chapter 117, of the laws of 1875.

No. 10, S.,

An act relating to the issue of bonds in the county of Brown for the payment of outstanding indebtedness.

No. 13, S.,

An act to authorize the appointment of a reporter for Kewaunee county circuit court.

No. 38, S.,

An act to fix the time for holding the general and special terms of the circuit court in the thirteenth judicial circuit.

No. 3, S.,

An act to appropriate to the State Prison a sum of money therein named, to reimburse the prison for goods furnished other state institutions, and to pay indebtedness incurred in making new roofs.

No. 8, S.,

An act relating to the court commissioners for Brown county.

No. 27, S.,

An act to amend section 1 of chapter 64 of the general laws of 1872, entitled "an act to provide for the enforcement of laws in certain cases."

No. 256, S.,

An act relating to certificates of employes of the legislature, and amendatory of section 9, of chapter 345, of the laws of Wisconsin of 1876.

No. 149, S.,

An act to amend section 2 of chapter 192, of the laws of 1875, entitled "an act to authorize William Dunlap to keep and maintain a ferry across Lake Pepin from the village of Stockholm, Wisconsin, to Lake City, Minnesota.

Jt. Res. No. 7, S.,

Joint Resolution relating to the coinage of silver.

No. 4, S.,

An act to extend the time of exemption from assessment and taxation of certain lands, fixed in the act incorporating the Winnebago and Lake Superior Railroad Company, approved April 6th, 1866, and in the act incorporating the Portage and Superior Railroad Company, approved April 9th, 1866.

No. 203, S.,

An act to amend chapter 313, of the laws of 1876, entitled "an act to revise, consolidate and amend the charter of the city of Racine, and the several acts amendatory thereof."

No. 45, S.,

An act to amend section 1 of chapter 211, of the laws of 1874, entitled "an act relating to the purchase of stationery."

No. 57, S.,

An act to authorize Peter Wilkinson, Ignatz Steinmetz, William Owen, Amos Johnson, Darius Palmer, and others, to erect and maintain a dam across Leach Creek, in Sauk county.

No. 62, S.,

An act to amend chapter 133 of the private and local laws of 1857, entitled "an act to consolidate and amend the act to incorporate the city of Kenosha," and the several acts amendatory thereof.

No. 25, S.,

An act to amend chapter 53, general laws of 1858, entitled "an act for the formation and protection of county agricultural societies,"

No. 103, S.,

An act to change the boundaries of certain towns in Lincoln county, and to organize the town of Scanawan therein.

No. 44, S.,

An act to amend sections 5 and 9 of chapter 193, of the laws of 1873, entitled "an act to change the management of the state prison, and to amend and consolidate all laws concerning the same."

No. 97, S.,

An act to submit to the people an amendment to article seven (7) of the constitution.

No. 72, S.,

An act to repeal chapter 136, laws of Wisconsin of 1874, entitled "an act for the preservation of fish in Dell Creek," and all subsequent acts amendatory thereof.

No. 117, S.,

An act to appropriate to Joseph B. Treat and others, sums of money therein named.

No. 19, S.,

An act to appropriate a sum of money therein named, for the payment of pensions of soldiers' orphans, as provided in chapter 72, of the laws of 1874.

No. 87, S.,

An act to provide for acquiring title to a certain tract of land adjoining Northern Hospital for the Insane.

No. 16, S.,

An act to appropriate to the Institute for the Education of the Deaf and Dumb a sum of money therein named, for the payment of current expenses, for permanent improvements and for miscellaneous purposes.

No. 74, S.,

An act to appropriate to the Northern Hospital for the Insane a sum of money for the purchase of an engine and boiler, and to place cast iron radiators under the north wing of said hospital.

No. 188, S.,

An act to appropriate a sum of money therein named, to pay for additional copies of the Legislative Manual for 1877.

No. 254, S.,

An act for the relief of Sarah Jane Tarr, and to appropriate to her a certain sum of money therein named.

No. 18, S.,

An act to appropriate to the Industrial School for Boys, a sum of money therein named, for the payment of current expenses, for building correction house, for other permanent improvements, and to pay deficiencies.

No. 17, S.,

An act to appropriate to the Institution for the Education of the Blind, a sum of money therein named, for the payment of current expenses, for permanent improvements, and for miscellaneous purposes.

No. 20, S.,

An act to appropriate to the Northern Hospital for the Insane, a sum of money therein named, for the payment of current expenses, for permanent improvements, and for miscellaneous purposes.

No. 51, S.,

An act to authorize the city of Janesville to issue bonds to provide and pay for engine houses in said city.

No. 176, S.,

An act to repeal chapter 82, of the laws of Wisconsin of 1876, entitled "an act amendatory of chapter 72 of the private and local laws of 1858, relating to the city of Ripon."

No. 90, S.,  
An act to repeal chapter 11, of chapter 59, of the laws of 1875, entitled "an act to incorporate the city of Oconomowoc."

HARRISON LUDINGTON,  
*Governor.*

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BILLS READY FOR A THIRD READING.

No. 185, S.,

A bill to submit to the people an amendment to section 2, of article 8, of the constitution of this state.

No. 237, S.,

A bill to amend chapter 130, general laws of 1868, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

No. 251, S.,

A bill to protect makers of notes given to fire insurance companies for payment of premiums.

Were read a third time and passed.

No. 32, S.,

A bill to provide for the publication of the transactions of the Wisconsin Dairymen's Association.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Mumbrue, Rankin, Reed, Richardson, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing—31.

Noes—0.

No. 246, S.,

A bill providing stationery and postage stamps for clerks and employes of the legislature.

Was read a third time, and passed by the following vote:

Ayes—Senators Abert, Arnold, Blair, Bones, Davis, Douglas, Farr, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Reed, Richardson, Schneider, Torrey, Williams, Wing—19.

Noes—Senators Downs, Flint, Tate, Welch—4.

No. 21, S.,

A bill to appropriate to the State Hospital for the Insane a sum of money therein named for the payment of current expenses for permanent improvements and for miscellaneous purposes.

Was recommitted to the Committee on Claims.

No. 42, A.,

A bill relating to estates in dower, and amendatory of sections 17, 18, and 19, of chapter 89, of the Revised Statutes.

No. 43, A.,

A bill relating to evidence in certain cases, and to provide an Executive Privy Seal.

No. 50, A.,

A bill relating to the commencement of actions, and amendatory of section 26, of chapter 138, of the Revised Statutes.

No. 58, A.,

A bill for the limitation of tax certificates owned by counties and municipal corporations.

No. 111, A.,

A bill to legalize the acts of Wayne B. Dyer, a justice of the peace in the village of Durand, and county of Pepin.

No. 118, A.

A bill relating to town insurance companies.

No. 200, A.,

A bill relating to assessors in the city of Janesville, and amendatory of section one (1), of chapter seven (7), of chapter four hundred and seventy-four (474), of the private and local laws of Wisconsin for 1866, entitled "an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof into one act, and amend the same."

No. 223, A.,

A bill relating to the partition of real estate. and amendatory of chapter 142 of the Revised Statutes, relating to the partition of lands owned by several persons.

No. 214, A.,

A bill to legalize the acts of Frank Higgins, a justice of the peace in the county of La Fayette.

No. 225, A.,

A bill relating to the bringing of actions against the city of Fond du Lac and to amend section 42, of chapter 102, of the laws of 1876, entitled "an act to amend chapter 59, private and local laws of 1868, entitled "an act to incorporate the city of Fond du Lac."

No. 343, A.,

A bill relating to the State Historical Society.

No. 344, A.,

A bill relating to deposits of married women, trustees and minors in savings banks.

No. 346, A.,

A bill entitled "an act to provide for the payment of the actual indebtedness of late town of Eaton, in Monroe county."

No. 350, A.,

A bill relating to the license fund received by the city of Chipewa Falls.

Were severally read a third time and concurred in.

No. 98, A.,

A bill to appropriate to the fish commissioners a certain sum of money therein named.

Was read a third time, and concurred in by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbroe, Rankin, Reed, Richardson, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing—32.

Noes—0.



## THE SPECIAL ORDER.

Jt. Res. No. 4, S.,

Joint Resolution providing for biennial sessions of the Legislature.

Being the special order for this hour, (10:30 A. M.) was taken up.

The question being on the indefinite postponement of the joint resolution, the ayes and noes being demanded, and it prevailed by the following vote:

Ayes—Senators Abert, Barden, Bones, Burrows, Davis, Douglas, Farr, Fifield, Flint, Grimmer, Hudd, Mitchell, Rankin, Reed, Scott, Torrey, Van Schaick, Williams, Wing—19.

Noes—Senators Arnold, Blair, Cavanagh, Downs, Hathaway, Hiner, Mumbroe, Richardson, Schneider, Tate, Treat, Welch—12.

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THE SPECIAL ORDER.

No. 92, S.,

A bill to repeal sections 25, 35, and 49, of chapter 13, and sections 63 and 94 of chapter 15, of the Revised Statutes, "of counties and county officers," as revived and reinstated by chapter 84, general laws of 1870.

Being the special order for this hour (11:00 A. M.) was taken up.

Senator Rankin moved to indefinitely postpone the bill.

The ayes and noes being demanded, the roll was called and the motion was lost by the following vote:

Ayes—Senators Abert, Arnold, Barden, Bones, Burrows, Cavanagh, Farr, Grimmer, Hathaway, Mitchell, Rankin, Reed, Richardson, Schneider, Williams—15.

Noes—Senators Blair, Davis, Douglas, Downs, Fifield, Flint, Hiner, Hudd, Mumbroe, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—16.

Senator Schneider offered the following amendment:

Amend by adding after the word "repealed," in the sixth line of section 13, printed bill: "*Provided*, that the provisions of this act shall not apply to Washington and Ozaukee counties."

The ayes and noes being demanded, the amendment was lost by the following vote:

Ayes—Senators Abert, Arnold, Barden, Burrows, Cavanagh, Farr, Mitchell, Mumbroe, Rankin, Reed, Richardson, Schneider, Williams—13.

Noes—Senators Blair, Bones, Davis, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—18.

Senator Farr offered the following amendment:

"*Provided* this act shall not apply to Kenosha, Trempealeau and Walworth counties."

The ayes and noes being demanded, the amendment was lost by the following vote:

Ayes—Senators Abert, Arnold, Barden, Burrows, Cavanagh, Farr,

Hathaway, Mitchell, Mumbrue, Richardson, Schneider, Williams—12.

Noes—Senators Blair, Bones, Davis, Douglas, Downs, Fifield, Flint, Grimmer, Hiner, Hudd, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—17.

The question being on the engrossment of the bill,

The ayes and noes were demanded and the Senate refused to order the engrossment of the bill by the following vote:

Ayes—Senators Blair, Davis, Douglas, Downs, Fifield, Flint, Hiner, Hudd, Scott, Tate, Torrey, Treat, Welch, Wing—14.

Noes—Senators Abert, Arnold, Barden, Bones, Burrows, Cavanagh, Farr, Grimmer, Hathaway, Mitchell, Mumbrue, Rankin, Reed, Richardson, Schneider, Van Schaick, Williams—17.

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### THE SPECIAL ORDER.

No. 105, A.,

A bill to create the county of Wells, and provide for the organization of the same.

Being the special order for this hour (11:30 A. M.), was taken up.

Senator Grimmer moved to indefinitely postpone the bill.

Senator Hudd moved to postpone further consideration of the bill until Thursday, at 10:30 a. m.

The ayes and noes were demanded, and the motion was lost by the following vote:

Ayes—Senators Blair, Bones, Cavanagh, Hiner, Hudd, Mitchell, Reed, Richardson, Schneider, Scott, Treat, Van Schaick, Williams—13.

Noes—Senators Abert, Barden, Burrows, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Mumbrue, Tate, Torrey, Welch, Wing—16.

Senator Hudd moved to postpone further consideration of the bill until to-morrow at 11 o'clock a. m.

Which motion prevailed.

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Senator Richardson called for the consideration of the motion to reconsider the vote refusing engrossment to

No. 113, S.,

A bill to amend section 5, chapter 144 of the general laws of 1872, entitled "an act for the organization of corporations for manufacturing and other purposes."

The question being, shall the vote by which the Senate refused to order the bill engrossed be reconsidered,

Senator Wing moved that further consideration of the question be postponed until to-morrow,

Which motion was lost.

Senator Williams moved the previous question.

The motion receiving a second, the main question was ordered by the following vote :

Ayes—Senators Abert, Barden, Blair, Bones, Davis, Downs, Farr, Flint, Grimmer, Hathaway, Hiner, Mitchell, Mumbruc, Reed, Richardson, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing—23.

Noes—Senator Cavanagh—1.

The ayes and noes being demanded, the Senate refused to reconsider by the following vote :

Ayes—Senators Farr, Fifield, Hudd, Richardson, Treat, Wing—6.

Noes—Senators Abert, Barden, Blair, Bones, Cavanagh, Davis, Downs, Flint, Grimmer, Hathaway, Hiner, Mitchell, Mumbruc, Rankin, Reed, Schneider, Scott, Tate, Torrey, Van Schaick, Welch, Williams—22.

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### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 180, A.,

A bill to appropriate a sum of money to the governor, for the benefit of the state library, and to repeal chapter 34, general laws of 1864, and sections one and eight of chapter 26, of Revised Statutes.

No. 291, A.,

A bill to authorize the common council of the city of Watertown to levy a special tax to pay for engine and bridge.

No. 436, A.,

A bill providing for the letting of the official printing of Milwaukee county.

M. C. No. 11, A.,

To Congress for mail service, from Eau Claire to Rice Lake, in Barron county.

M. C. No. 9, A.,

To Congress, to provide fish ways to the dams on Fox River.

No. 362, A.,

A bill to fix the terms of the circuit court of Winnebago county.

No. 262, A.,

A bill to authorize the city of Racine to levy a special tax.

No. 158, A.,

A bill for the preservation of fish in the waters of Rock river and Hustisford mill pond, in the counties of Dodge, Jefferson and Rock.

No. 119, A.,

A bill to repeal section 1, of chapter 266, of the general laws of 1876, relating to cemetery associations and town cemeteries.

No. 160, A.,

A bill to amend section 1, of chapter 195, of the laws of 1874.

No. 441, A.,

A bill to require notice of application for tax deeds in certain cases.

No. 375, A.,

A bill to declare warehouse receipts negotiable.

No. 285, A.,

A bill to amend section one of chapter 299 of the laws of 1873, entitled "an act to amend chapter 56, general laws of 1870, entitled 'an act to provide for the incorporation and government of fire and inland navigation insurance companies.'"

No. 211, A.,

A bill relating to issues, mode of trial and judgment in civil actions, and to amend section 37 of chapter 132 of the Revised Statutes, entitled "of issues, mode of trial and judgment in civil cases."

No. 170, A.,

A bill to authorize Duncan and Taylor to maintain a dam upon Silver Creek and tributaries, in Taylor and Lincoln counties.

And has concurred in

No. 207, S.,

A bill to authorize the governor to designate a circuit judge to hold court in any circuit where a vacancy exists in the office of circuit judge.

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#### ASSEMBLY MESSAGE CONSIDERED.

M. C. No. 1, A. and M. C. No. 9, A.,

Were referred to Committee on Federal Relations.

Nos. 441, 362, 291, 262, 211, 180 A.,

Were referred to Committee on Judiciary.

No. 436, A.,

Was referred to a Select Committee, consisting of Senators Van Schaick, Mitchell and Abert.

Nos. 375 and 119, A.,

Were referred to Committee on State Affairs.

Nos. 160 and 158, A.,

Were referred to Committee on Agriculture.

No. 170, A.,

Was referred to Committee on Incorporations.

No. 285, A.,

Was referred to Committee on Finance, Banks and Insurance.

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#### BILLS ON THEIR THIRD READING.

No. 48, A.,

A bill in relation to fees of county judges, and to repeal chapter 123, of the laws of 1871, and amendatory of section 2, of chapter 121, of the laws of 1868.

No. 270, A.,

A bill to provide for laying out and establishing a state road from Richland Center, in Richland county, Wisconsin, to Hillsboro, in Vernon county, Wisconsin.

No. 308, A.,

A bill relating to highways, streets and alleys upon boundary lines of cities and towns.

No. 333, A.,

A bill to authorize the county board of supervisors of the county of Clark, to levy and collect a tax for the purpose of building roads in Clark county.

Were severally ordered to a third reading.

No. 256, A.,

A bill to discontinue a state road from Chippewa Falls, in Chippewa county, to Augusta, in the town of Bridge Creek, in Eau Claire county.

Was recommitted to a Select Committee consisting of Senator Flint.

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#### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 174, S.,

A bill relating to the fees of sheriffs and referees.

Was ordered engrossed and read a third time.

The amendments to

No. 94, S.,

A bill to authorize the Union Lumbering Company to make and maintain and operate certain improvements on Yellow river for log driving purposes.

Were adopted.

The ayes and noes being demanded, the bill was ordered engrossed and read a third time by the following vote:

Ayes—Senators Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Mumbrue, Reed, Sacket, Scott, Tate, Torrey, Treat, Van Schaick—21.

Noes—Senators Abert, Cavanagh, Farr, Hudd, Schneider—5.

And the title was amended so as to read as follows:

A bill relating to and amendatory of chapter 12 of the laws of 1873, entitled "an act to provide for the improvement of Yellow river for log driving purposes."

No. 61, S.,

A bill authorizing Chauncey Lamb, and others, to improve the Flambeau river.

Senator Flint offered the following amendment to the amendment reported by the committee:

[Amend section 3, by adding to said section the words: "*provided*, that this act shall not apply to any logs put into said stream from and below the north line of township 39, range 1, east."

The amendment was adopted.

The amendment as amended was adopted.

The ayes and noes being demanded, the bill was ordered engrossed and read a third time, by the following vote:

Ayes—Senators Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Mumbrue, Rankin, Sacket, Scott, Tate, Torrey, Treat, Van Schaick—21.

Noes—Senators Cavanagh, Farr, Hudd, Schneider—4.

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### REPORTS OF COMMITTEES.

The Committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 162, S.,

A bill to appropriate to Sylvester G. H. Crocker the sum of money therein named.

No. 187, S.,

A bill to amend section 5 of chapter 14 of the Revised Statutes, entitled "of resignations, vacancies, removals, and of supplying vacancies."

No. 71, S.,

A bill relating to the establishment and aid in the maintenance of free high schools, and amendatory of chapter 323, of the laws of 1875.

No. 138, S.,

A bill relating to town insurance companies and amendatory of section 10, chapter 344, laws of 1876.

No. 26, S.,

A bill to amend chapter 82, of the general laws of 1859, entitled "an act to provide for the more efficient punishment of certain cases."

No. 156, S.,

A bill to regulate the use of the great seal, and to establish a lesser seal.

GEO. B. BURROWS,

*Chairman.*

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The Committee on Enrolled Bills have examined and find correctly enrolled the following bills:

No. 125, S.,

A bill relating to assaults with intent to do great bodily harm, and to prescribe the punishment therefor.

No. 86, S.,

A bill for the preservation of fish in lakes Winnebago, Butte des Morts, Winneconne, Poygan, and Little Lake Buttes des Morts, and in the waters of Fox river between Little Lake Butte des Morts and the mouth of Wolf river and lake Winneconne.

M. C. No. 4, S.,

To Congress for an appropriation to aid in a survey of the St. Croix river, Wisconsin.

M. C. No. 1, S.,

To Congress for increased mail service in the northern portion of Sauk county.

No. 77, S.,

A bill in relation to judgments.

No. 59, S.,

A bill to amend section 22 of chapter 144 of the general laws of 1872, relating to the organization of corporations for manufacturing and other purposes.

No. 145, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of its trust funds to the town of Pine Valley, in the county of Clark, Wisconsin.

No. 207, S.,

A bill to authorize the governor to designate a circuit judge to hold court in any circuit where a vacancy exists in the office of circuit judge.

THOMAS A. BONES,  
*Chairman.*

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On motion of Senator Arnold, No. 136, A., which was referred to the Committee on Incorporations, and No. 359, A., which was referred to the Committee on Railroads, were recalled from those committees, and recommitted to the Committee on Agriculture.

On motion of Senator Richardson, the vote by which No. 231, S., was refused engrossment, was reconsidered and further consideration of the bill was postponed until to-morrow.

On motion of Senator Flint, the clerk was directed to recall from the Assembly No. 23, A., for further consideration.

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On motion of Senator Reed,  
The Senate adjourned.

WEDNESDAY, FEBRUARY 28, 1877.

The Senate met,

The Lieutenant Governor presiding,

Prayer by Rev. C. H. Richards.

The roll was called and the following Senators responded to their names:

Senator Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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#### MEMORIALS PRESENTED AND REFERRED.

By Senator Torrey :

Mem. No. 93, S.,

Remonstrance of the mayor and common council and 147 citizens of the city of Neenah, against the passage of bill 319, A.

To Committee on Education.

By Senator Hudd :

Mem. No. 94, S.,

Of F. W. Henry, S. Colman and others, non-residents of the county of Oconto, owning 100,000 acres of land in the proposed county of Wells, asking for the passage of substitute for No. 105, A.

Placed on General File.

By Senator Richardson :

Mem. No. 95, S.,

Remonstrance of James Sutherland and Robert W. King, against the passage of bill No. 215, S.

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*To the Honorable the Legislature of the State of Wisconsin :*

The undersigned, your memorialists, respectfully remonstrate against the passage of the so-called "school book bill," now under the consideration of your honorable body, and present the following reasons therefor:

*First.* It is not the province of a state, under our constitution,



to engage in a business as this bill proposes. The state has a right to purchase supplies for the legislature and for its various state offices, but has no right to engage, either directly or indirectly, in the manufacture and sale of merchandise, generally to the people.

*Second.* If the state can save the people expense by purchasing their school books, it can just as well save them much more by purchasing on contract all their agricultural implements, their household goods, their clothing, boots, shoes, etc.

*Third.* Under the full operation of this proposed law, bookstores generally, throughout the state, would have to wind up their business. Only a few places in the state could support a miscellaneous book business alone. Druggists, dry-goods men, and all others who keep small stocks of books (where regular bookstores cannot be sustained) would also have to give up this branch of their business. There must also be great loss to those now in the book business, in closing out their stocks.

*Fourth.* The state, as well as counties, towns and cities, will lose most of the tax now levied upon and collected from this class of property.

*Fifth.* Bookstores help to educate the people in their several localities; if they keep a supply (as most of them do), of good, miscellaneous books. These educational facilities would generally be wiped out under the operations of the proposed law. A tendency to ignorance instead of education would be the result.

*Sixth.* It transfers all the school book business of the state to Madison, making it more difficult for the people to obtain supplies.

*Seventh.* If the property of the state pays for all the school books used in the common schools, the books will not be so well cared for, and many more will be used than if purchased by the consumers; nothing therefore will be saved.

*Eighth.* The property of the state is taxed as heavily at present for the support of the schools, as the owners thereof should bear. An additional tax for books will further prejudice the tax-payers against our common school system.

*Ninth.* As that which costs nothing is not generally so well appreciated, there is no reason to suppose that the cause of general education would be promoted by this law. School boards generally supply the needy poor with books.

*Tenth.* The booksellers throughout the state will not submit to be legislated out of their property and their business, without testing fully the right of the legislature to enact such a law. If the supreme court should grant a perpetual injunction against any and all operations under the law, there will be heavy claims for damages of the state, by the contracting parties.

*Eleventh.* If the legislature is fully persuaded of their legal right to pass a law, so agrarian in its tendencies, it should in the first place submit the question in some form to the people; and ascertain whether it is desired. The legislature, two years ago, passed a law, which authorized school districts, at their option, to tax themselves, for the purchase of their school books—though districts can, under this law, purchase their books at reduced rates—

but very few, if any, ever levied and collected a tax for this object. The people, therefore, have not asked for the law.

*Twelfth.* The whole scheme, in our opinion, is a job, for the benefit of the few ; to the great detriment of many—under the false guise of school book reform.

And your petitioners will ever pray.

JAS. SUTHERLAND,  
ROBT. W. KING.

Ordered spread on the journal.

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### RESOLUTIONS INTRODUCED.

By Senator Barden :

Res. No. 29, S.,

Requesting committees to report bills, etc.

*Resolved*, That the committees of the Senate, both standing and select, be, and they hereby are, required to report to the Senate on or before Friday, March 2, all Senate bills, memorials, petitions and communications referred to such committees by order of the Senate, and that all such matters so reported be referred to the General File.

Senator Wing moved the suspension of the rules.

The ayes and noes being called for, the motion was lost by the following vote, two-thirds not having voted in the affirmative.

Ayes—Senators Arnold, Barden, Bones, Douglas, Downs, Grimmer, Hathaway, Hiner, Mumbrue, Richardson, Sacket, Scott, Tate, Treat, Welch, Wing—16.

Noes—Senators Abert, Blair, Cavanagh, Davis, Farr, Fifield, Flint, Hudd, Mitchell, Rankin, Reed, Schneider, Torrey—13.

By the Committee on Finance :

Res. No. 30, S.,

*Resolved*, That the Committee on Mining and Smelting be allowed to employ a female clerk, and said clerk be authorized to receive back pay.

Senator Rankin moved the suspension of the rules, which motion prevailed.

Senator Rankin offered the following amendment :

Amend by adding "and the Committee on Privileges and Elections."

Senator Tate moved to lay the amendment on the table.

Which motion prevailed.

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### REPORTS OF COMMITTEES.

The Committee on Agriculture to whom was referred

No. 151, A.,

A bill relating to the protection of insect-devouring birds, and amendatory of chapter 178, general laws of 1869.

No. 312, A.,

A bill to donate the cereals and other centennial exhibits made by the state to the State Agricultural Society.

No. 413, A.,

A bill relating to the catching of fish in the Pecatonica river and its tributaries, in Lafayette county.

Have had the same under consideration, and recommend that they be concurred in.

No. 384, A.,

A bill to amend section 2, of chapter 329, of the laws of 1874, entitled "an act for the preservation of game in the State of Wisconsin."

Have had the same under consideration and respectfully recommend that it be indefinitely postponed.

ALEX. A. ARNOLD,  
*Chairman.*

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The Committee on State Affairs, to whom was referred  
Mems. Nos. 49, 50, 51,  
Relating to game laws in Burnett county.  
Herewith return the same to the Senate.

O. C. HATHAWAY,  
*Chairman.*

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The Committee on State Affairs, to whom was referred  
No. 119, A.,

A bill to repeal section 1 of chapter 266 of the general laws of 1876, relating to cemetery associations and town cemeteries.

Have had the same under consideration, and instruct me to report the same back with recommendation that it be referred to the Committee on Judiciary.

So ordered.

O. C. HATHAWAY,  
*Chairman.*

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The Committee on State Affairs, to whom was referred  
No. 40, S.,

A bill to repeal chapter 360, of the laws of 1876, relating to the hunting of deer with dogs.

No. 78, S.,

A bill to provide for the inspection of illuminating oils manufactured from petroleum or coal oil.

No. 46, S.

A bill to authorize the appointment of a state inspector of oils and to provide for the inspection of illuminating oils manufactured from petroleum or coal oils.

Mem. No. 48, S.,

Relating thereto.

Have had the same under consideration, and instructed me to

report the same back with the recommendation that they be indefinitely postponed.

O. C. HATHAWAY,  
*Chairman.*

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The Committee on State Affairs to whom was referred  
No. 375, A.,

A bill to declare warehouse receipts negotiable.

Have had the same under consideration, and instruct me to report the same back and recommend that it be concurred in.

O. C. HATHAWAY,  
*Chairman.*

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The Committee on Education to whom was referred that portion of the Governor's message relating to education, beg leave to report by accompanying bill.

H. RICHARDSON,  
*Chairman.*

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Said bill became

No. 261, S.,

A bill to legalize the acts of joint district No. 4, of the city and town of Manitowoc.

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The Committee on Roads and Bridges, to whom was referred  
No. 244, S.,

A bill to provide for the annexation of portions of towns to villages, for highway purposes.

No. 53, S.,

A bill to amend section 1, chapter 329, general laws of 1876, entitled "an act to authorize the county of Burnett to build and maintain a free bridge across the St. Croix river, in township 38, north, range 20, east.

Report the same back with the recommendation that No. 53, S., do pass, and the further consideration of No. 244, S., be indefinitely postponed.

GEO. GRIMMER,  
*Chairman.*

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The Joint Committee on Printing to whom was referred

No. 157, S.,

A bill to amend section 16, chapter 7, of the Revised Statutes, in regard to notice of general and special elections.

No. 214, S.,

A bill to repeal chapter 240, general laws of 1873, entitled "an act in relation to the publication of delinquent tax lists."

No. 230, S.,

A bill to amend section 29, chapter 133, of Revised Statutes, entitled "of costs and fees."

Have had the same under consideration, and recommend that they be indefinitely postponed.

SAM. S. FIFIELD,  
*Chairman.*

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The Committee on Banks, Banking and Insurance, to whom was referred

No. 259, A.,

A bill relating to town insurance companies, to legalize the action of the Farmers' Mutual Fire Insurance Company of the towns of Troy and East Troy of the county of Walworth.

No. 285, A.,

A bill to amend section one, of chapter 299, of the laws of 1873, entitled "an act to amend chapter 56, general laws of 1870, entitled 'an act to provide for the incorporation and government of fire and inland navigation insurance companies.'"

Have had the same under consideration and respectfully report the same back, and recommend that they do pass.

No. 286, A.,

A bill relating to the capital of fire and inland navigation insurance companies of other states and of foreign governments desiring to transact business in this state.

Respectfully report the same back without recommendation.

J. B. TREAT,  
*Chairman.*

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The Joint Committee on Claims had under consideration

No. 21, S.,

A bill to appropriate to the State Hospital for the Insane, a sum of money therein named.

No. 211, S.,

A bill to appropriate to the Northern Wisconsin Agricultural and Mechanical Association a sum of money.

And report said bills back with two several amendments, and recommend passage when so amended.

Senators Richardson, Luchsinger and Sylvester dissenting.

No. 101, S.,

A bill to supply the State Capitol with water, and to protect it from fire.

No. 189, S.,

A bill to appropriate to the Wisconsin Agricultural Society a sum of money therein named.

And report said bills back with the recommendation that they do pass.

No. 95, S.,

A bill in relation to the proceedings and duties of certain commissioners.

And report same back with the opinion of the attorney general attached to this report, and recommend that said bill do pass. The opinion of the attorney general to be spread upon the journal.

Senators Welch, Luchsinger and Sylvester dissenting.

D. E. WELCH,  
*Chairman.*

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OFFICE OF ATTORNEY GENERAL,  
MADISON, February 19, 1877.

*To the Honorable, the Committee on Claims:*

GENTLEMEN: The claims of Calkins & Proudfit, and of E. A. Calkins, arising out of the printing contract with the state for the years 1858-59, were, by chapter 274, laws of 1874, referred to the secretary of state, state treasurer, and attorney general, as commissioners to examine and determine the amount due from the state to said claimants.

The commissioners performed that duty, and made an award by which there was found due to Calkins & Proudfit, the sum of \$13,505.84, and to E. A. Calkins the sum of \$5,975.58. This award is on file in the office of the secretary of state.

Section two of said chapter 274 contained a proviso that "no award should be made to said Calkins & Proudfit in excess of the sum of \$16,200."

The claimants insisted that this limitation as to amount applied only to the joint claim of Calkins & Proudfit, and not to the individual claim of E. A. Calkins.

The commissioners regarded the proviso as somewhat ambiguous, and while there was some force in the view taken by the claimants, they did not feel authorized to adopt it, preferring to leave that question to the legislature, the whole subject being within its control.

The commissioners accordingly awarded the sum of \$16,200, which amount was paid in full payment of the joint claim of Calkins & Proudfit, leaving a balance still due to E. A. Calkins of \$3,281.42.

That such balance was due from the state is expressed in the award made and filed in pursuance of said chapter 274. I concurred in that award, and am still of that opinion.

Very respectfully,

A. SCOTT SLOAN,  
*Attorney General.*

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The Committee on Incorporations and Public Improvements to whom was referred

No. 171, A.,

A bill to amend chapter 164, of the laws of 1873, entitled "an act to incorporate the city of Fort Howard," approved March 14, 1873.

No. 195, A.,

A bill relating to the organization of corporations for manufacturing and other purposes, and amendatory of section 12, of chapter 144, of the general laws of 1872.

No. 201, A.,

A bill relating to the election of city marshals in the city of Janesville, and amendatory of section 4, of chapter 223, of the private and local laws of 1867, entitled "an act to amend chapter 474 of the private and local laws of 1866," and the several acts amendatory thereto.

No. 250, A.,

A bill relating to drainage in the city of Manitowoc, and amendatory of section 7, of chapter 228, of the laws of Wisconsin for 1875.

No. 379, A.,

A bill to amend an act to incorporate the State Firemen's Association of Wisconsin.

Have had the same under consideration; and instructed me to report same back and concurrence recommended.

THOMAS B. SCOTT,  
*Chairman.*

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The Committee on Mining and Smelting, to whom was referred

No. 186, A.,

A bill relating to iron and other ores and minerals and other substances, and to the assessment of lands containing such ores or minerals for taxation.

Respectfully report the same back to the Senate, and recommend the same be concurred in.

Senator Williams dissenting.

I. W. VAN SCHAICK,  
*Chairman.*

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The Committee on Federal Relations, to whom was referred

M. C. No. 11, A.,

Memorial to Congress for mail service from Eau Claire to Rice Lake, in Barron county.

M. C. No. 9, A.,

Memorial to Congress to provide fish-ways to the dams on Fox River.

M. C. No. 8, A.,

Memorial to Congress for the establishment of a mail route from Friendship, in the county of Adams, to Liberty Bluff, in the county of Marquette.

Jt. Res. No. 15, A.,

Joint Resolution asking Congress to make an appropriation to construct a light-house at the mouth of the harbor of Menomonee.

Have had the same under consideration, and instructed me to report them back and recommend that they be concurred in.

R. J. FLINT,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 186, S.,

A bill in relation to the county and state canvass of votes.

Have had the same under consideration, and have amended it, and respectfully recommend that it do pass when so amended.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 453, A.,

A bill to provide for the appointment of five commissioners, who shall furnish to the next legislature certain information, and who shall report to said legislature a bill to re-district the state into judicial circuits, equalizing the labor of the judges thereof, and determining the salaries of said judges.

No. 417, A.,

A bill relating to the Supreme Court, and amendatory of chapter 284 of the laws of 1876.

No. 253, A.,

A bill relating to costs and fees, and amendatory of sections 1 and 4, chapter 133, Revised Statutes, and the several acts amendatory thereof.

No. 255, A.,

A bill relating to actions and proceedings by non-resident guardians, and amendatory of section 1, of chapter 73, general laws of 1871.

No. 155, A.,

A bill relating to evidence.

No. 5, A.,

A bill to amend section 44 of chapter 165, of the Revised Statutes, entitled "of offenses against property, and the act amendatory thereof."

No. 362, A.,

A bill to fix the terms of the circuit court of Winnebago county.

No. 180, A.,

A bill to appropriate a sum of money to the governor, for the benefit of the state library, and to repeal chapter 321, general laws of 1864, and sections 1 and 8 of chapter 26, Revised Statutes.

No. 269, A.,

A bill to amend section 32, of chapter 130, of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

No. 226, A.,

A bill in relation to the settlement of estates when the county



judge is incapacitated, and to amend section 6 of chapter 117 of the Revised Statutes.

No. 169, A.,

A bill in relation to exchange of laws, documents, and supreme court reports of this state.

No. 63, A.,

A bill relating to attorneys' fees in justice courts, and amendatory of section 1, of chapter 96, of the laws of 1876.

Have had the same under consideration and respectfully report them back with the recommendation that they each be concurred in.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary, to whom was referred

No. 321, A.,

A bill to change the time for holding the general terms of the circuit court in Walworth county.

Respectfully report the same back with the recommendation that it be referred to the Senator from the eighth district.

L. W. BARDEN,  
*Chairman.*

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So ordered.

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The Committee on Judiciary, to whom was referred

No. 116, A.,

A bill to amend chapter 72 of the private and local laws of 1870, entitled "an act to enable the city of Watertown to settle its railroad debt," approved February 17th, 1870.

No. 291, A.,

A bill to authorize the common council of the city of Watertown to levy a special tax to pay for engines and bridge.

Have had the same under consideration and report the same back with the recommendation that they be referred to the Senator from the twenty-third district.

L. W. BARDEN,  
*Chairman.*

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So ordered.

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The Committee on Judiciary, to whom was referred

No. 196, S.,

A bill to incorporate the city of Depere.

No. 123, S.,

A bill to amend section 2, of chapter 55, of the general laws of 1869, entitled "an act to provide for stereotyping the reports of the decisions of the Supreme Court."

No. 234, S.,

A bill to amend chapter 314, of the laws of 1876, entitled "an act relating to trespassing on state lands."

Have had the same under consideration, and respectfully report the same back, with the recommendation that they each be indefinitely postponed.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary, to whom was referred

No. 60, S.,

A bill to legalize the organization of school district No. 2, in the town of Little Wolf, Waupaca county.

No. 193, S.,

A bill to provide compensation for phonographic reporters in the county of Outagamie.

No. 11, A.,

A bill to legalize the tax roll of the town of Kinnikinnic, in St. Croix county.

No. 75, A.,

A bill to repeal chapter 27, of the general laws of 1875, entitled "an act to amend chapter 423, private and local laws of 1871, entitled 'an act to authorize the county clerk of Door county, to make and keep an abstract of tax sales, deeds, and redemptions in said county, and to revise said chapter 423.'"

No. 388, A.,

A bill to legalize the tax roll of the town of Marietta, in Crawford county.

No. 150, A.,

A bill to legalize the acts of the supervisors of Star Prairie, St. Croix county.

Have had the same under consideration, and respectfully report the same back without recommendation.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 262, A.,

A bill to authorize the city of Racine to levy a special tax.

Respectfully report the same back with the recommendation that it be referred to the Senator from the third district.

L. W. BARDEN,  
*Chairman.*

So ordered.

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The Committee on Judiciary to whom was referred

No. 197, S.,

A bill relating to the Sturgeon Bay and Lake Michigan Ship Canal, and to amend chapter 365 of the private and local laws of

1864, entitled "an act to incorporate the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company," approved April 2, 1864.

Have had the same under consideration and respectfully report it back with the recommendation that it do pass.

L. W. BARDEN,  
*Chairman.*

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The Committee to whom was referred

No. 56, S.,

A bill to abolish time sentences to the state prison.

Have had the same under consideration and respectfully report it back with recommendation that it do pass.

W. W. REED,  
*Committee.*

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The Committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 61, S.,

A bill to authorize Chauncy Lamb and others, to improve the Flambeau river.

No. 174, S.,

A bill relating to the fees of sheriffs and referees.

No. 161, S.,

A bill relating to corporations organized under provisions of chapter 113, of the laws of 1874.

No. 94, S.,

A bill relating to and amendatory of chapter 12, of the laws of 1873, entitled "an act to provide for the improvement of Yellow river for log driving purposes."

No. 208, S.,

A bill to amend chapter 152, general laws of 1872, entitled "an act to authorize the county board of supervisors in the several counties of this state, to levy a special tax for county road purposes," and to amend chapter 229, laws of 1874.

G. B. BURROWS,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee to whom was referred

No. 142, S.,

A bill relating to the publication of the transactions of the Northern Agricultural and Mechanical Association.

No. 143, S.,

A bill relating to public printing, and amendatory of chapter 234, general laws of 1874.

Has had the same under consideration, and begs leave to report

the same back and recommend their reference to the Committee on Claims.

H. RICHARDSON,  
*Chairman.*

So ordered.

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The Special Committee to whom was referred  
No. 243, A.,

A bill to provide for the establishing of two election precincts in the town of Milwaukee, in the county of Milwaukee.

Respectfully report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it be indefinitely postponed.

I. W. VAN SCHAICK,  
*Chairman.*

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#### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

Mr. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 416, A.,

A bill to authorize Chippewa county, in this state, to issue bonds for a certain purpose.

No. 446, A.,

A bill to incorporate the city of Plymouth.

No. 2, A.,

A bill relating to hawkers and peddlers, and amendatory of chapter 72 of the laws of 1870, as amended by chapter 395 of the laws of 1876.

And has adopted, and asks the concurrence of the Senate in

Jt. Res. No. 39, A.,

Relating to bill No. 8, A.

And has concurred in Senate amendments to

No. 223, A.,

A bill relating to the partition of real estate, and amendatory of chapter 142 of the Revised Statutes.

No. 343, A.,

A bill relating to the State Historical Society.

No. 346, A.,

A bill entitled "an act to provide for the payment of the actual indebtedness of the late town of Eaton, in Monroe county."

And has concurred in

No. 110, S.,

A bill relating to apportioning the bonded indebtedness of the town of Jefferson, in Jefferson county, and amendatory of section 2, of chapter 12, laws of 1874.

Jt. Res. No. 5, S.,  
Ratifying and agreeing to Jt. Res. No. 7, adopted by the legislature of 1876, proposing an amendment to section 2, article VIII., of the constitution of the state.

No. 190, S.,

A bill to amend sections 6 and 8, of chapter 93, of the general laws of 1870, entitled "an act for the improvement and raising of stock."

No. 206, S.,

A bill authorizing and requiring the farm mortgage land company, appointed under chapter 446, of the private and local laws of 1868, to extend the benefits of said act to certain other parties equitably entitled thereto.

And has amended and concurred in, as amended.

No. 131, S.,

A bill to authorize the town of Necedah, in the county of Juneau, to appropriate a certain sum of money in aid of the construction of the Necedah and Camp Douglas Railroad.

No. 37, S.,

A bill in relation to the appointments of notaries public, and amendatory of chapter 12 of the Revised Statutes, entitled "of notaries public."

No. 48, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to school district No. 7, town of Baraboo, county of Sauk.

No. 241, S.,

A bill to authorize the city of Appleton to issue bonds for bridge purposes

And has refused to concur in

No. 75, S.,

A bill to provide for the examination of the accounts and annual reports of town officers.

No. 167, S.,

A bill relating to towns and town officers, and amendatory of section 87, of chapter 15, of the Revised Statutes.

And refuses to concur in Senate amendment to

No. 128, A.,

A bill in relation to the Catfish river, and the improvement of the channel thereof.

And returns

No. 365, A.,

A bill amendatory of and supplementary to the charter of the city of Milwaukee.

Which was recalled from the Senate.

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#### ASSEMBLY MESSAGE CONSIDERED.

No. 416, A.,

Was referred to the Committee on State Affairs.

No. 2, A.,

Was referred to the Judiciary Committee.

The Assembly amendments to Nos. 131, 48, 241, S., were concurred in.

No. 37, S.,

Was re-committed to the Judiciary Committee.

No. 365, A.,

Was referred to a Select Committee consisting of Senators Van Schaick, Mitchell and Abert.

Jt. Res. No. 39, A.,

Was concurred in.

No. 446, A.,

On motion of Senator Cavanagh,

The rules were suspended and the bill was read a third time and concurred in.

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### THE SPECIAL ORDER.

No. 105, A.,

A bill to create the county of Wells and provide for the organization of the same.

Being the special order for this hour (11:00 A. M.) was taken up.

Senator Hudd moved that the bill be recommitted to a Select Committee, consisting of Senator Grimmer, with instructions to report to-morrow morning.

Which motion was lost.

Senator Grimmer moved to indefinitely postpone the bill.

The ayes and noes being demanded, the motion prevailed by the following vote:

Ayes—Senators Arnold, Barden, Burrows, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Mumbrue, Rankin, Richardson, Schneider, Tate, Torrey, Treat, Welch, Williams, Wing—21.

Noes—Senators Abert, Blair, Bones, Cavanagh, Hiner, Hudd, Mitchell, Reed, Scott, Van Schaick—10.

Senator Farr moved that the motion by which the bill was indefinitely postponed be reconsidered, and to lay that motion on the table.

The ayes and noes being demanded, the motion prevailed by the following vote:

Ayes—Senators Abert, Arnold, Barden, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Mumbrue, Richardson, Schneider, Tate, Treat, Welch, Wing—18.

Noes—Senators Blair, Bones, Cavanagh, Davis, Hiner, Hudd, Mitchell, Rankin, Reed, Scott, Torrey, Van Schaick, Williams—13.

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### BILLS READY FOR A THIRD READING.

No. 26, S.,

A bill to amend chapter 82, of the general laws of 1859, entitled "an act to provide for the more efficient punishment of certain offenses."

No. 71, S.,

A bill relating to the establishment and aid in the maintenance of free high schools, and amendatory of chapter 323, of the laws of 1875.

No. 138, S.,

A bill relating to town insurance companies and amendatory of section 10, chapter 344, laws of 1876.

No. 156, S.,

A bill to regulate the use of the great seal, and to establish a lesser seal.

No. 187, S.,

A bill to amend section 5 of chapter 14 of the Revised Statutes, entitled "of resignations, vacancies, and removals, and of supplying vacancies."

No. 231, S.,

A bill to amend section 54, of chapter 134, of the Revised Statutes, entitled "of executions and proceedings supplementary thereto."

Were severally read a third time and passed.

No. 162, S.,

A bill to appropriate to Sylvester G. H. Crocker the sum of money therein named.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Blair, Burrows, Cavanagh, Davis, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway Hiner, Hudd, Mitchell, Mumbroe, Reed, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams—24.

Noes—Senators Barden, Bones,—2.

No. 270, A.,

A bill to provide for laying out and establishing a state road from Richland Center, in Richland county, Wisconsin, to Hillsboro, in Vernon county, Wisconsin.

No. 308, A.,

A bill relating to highways, streets and alleys upon boundary lines of cities and towns.

Were read a third time and concurred in.

No. 101, A.,

A bill to authorize D. W. Tupper and George Tupper and their associates, to improve Tupper Creek for log driving purposes.

Was read a third time and concurred in by the following vote:

Ayes—Senators Abert, Arnold, Blair, Bones, Davis, Downs, Farr, Fifield, Flint, Grimmer, Hiner, Mitchell, Mumbroe, Sacket Scott, Torrey, Treat, Van Schaick—18.

Noes—Senators Cavanagh, Hathaway, Hudd, Reed, Schneider, Tate, Williams—7.

No. 48, A.,

A bill in relation to fees of county judges, and to repeal chapter 123 of the laws of 1871, and amendatory of section 2 of chapter 121 of the laws of 1868.

Was read a third time, and concurred in by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows,

Cavanagh, Davis, Douglas, Downs, Fifield, Grimmer, Hathaway, Hiner, Mitchell, Rankin, Reed, Schneider, Tate, Treat, Van Schaick, Wing—22.

Noes—Senators Flint, Welch—2.

No. 333, A.,

A bill to authorize the county board of supervisors of the county of Clark to levy and collect a tax for the purpose of building roads in Clark county.

Was laid aside until Friday morning.

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### BILLS ON THEIR THIRD READING.

No. 121, A.,

A bill relating to the distraining of cattle doing damage, and amendatory of section 1, of chapter 51, of the Revised Statutes.

Was ordered to a third reading.

The amendment to

No. 242, S.,

A bill to change and define the limits of the third, seventh and ninth judicial circuits, and fix the time for holding the terms of court therein, and for other purposes.

Was adopted, and on motion of Senator Barden.

The rules were suspended and the bill was read a third time and passed.

No. 212, S.,

A bill to authorize the secretary of state to audit certain necessary expenses of the late treasury agent.

On motion of Senator Treat,

The bill was indefinitely postponed.

No. 137, S.,

A bill to prevent the adulteration of food.

Was recommitted to a Select Committee consisting of Senator Farr.

No. 58, S.,

A bill to provide for the action of the commissioners of school and university lands in certain cases.

The question being upon the indefinite postponement of the bill, the Senate refused to indefinitely postpone the bill.

The ayes and noes being demanded, the bill was read a third time and passed by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbroe, Reed, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Williams, Wing—27.

Noes—Senator Welch—1.

No. 258, S.,

A bill to amend chapter 19, of the Revised Statutes, relating to roads and bridges.

Was laid aside until Friday.

The amendment was adopted.



No. 199, S.,

A bill to appropriate to the Cadle Home, of Green Bay, a sum of money.

No. 205, S.,

A bill to appropriate to the St. Luke's Hospital of Racine, a sum of money.

No. 216, S.,

A bill to appropriate to the Fond du Lac Relief Society a sum of money.

No. 217, S.,

A bill to appropriate a sum of money to the Sisters of Mercy Orphan Asylum, of Fond du Lac.

No. 218, S.,

A bill to appropriate to the St. Francis Orphan Asylum, of La Crosse, a sum of money.

No. 219, S.,

A bill to appropriate to the St. Emilianus Orphan Asylum, of Milwaukee, a sum of money.

No. 220, S.,

A bill to appropriate to the Milwaukee Industrial School a sum of money.

No. 221, S.,

A bill to appropriate to the St. Rose's Asylum, of Milwaukee, a sum of money.

No. 222, S.,

A bill to appropriate to the St. Joseph's Asylum, of Milwaukee, a sum of money.

No. 223, S.,

A bill to appropriate to the Orphan's Association, of Milwaukee, a sum of money.

No. 224, S.,

A bill to appropriate to the Home of the Friendless, of Milwaukee, a sum of money.

No. 225, S.,

A bill to appropriate to the St. Nazian's Society, of Manitowoc county, a sum of money.

Senator Mitchell offered the following amendments :

Amend bills 219, 220, 221, 222, 223, 224, S.,

By striking out the words "one thousand dollars" where they occur, and substituting "five hundred dollars."

The amendments were adopted.

Senator Wing offered the following amendment to

No. 218, S.,

Amend by striking out the words "one thousand" when they occur, and inserting the words "two hundred and fifty."

Senator Davis moved that these twelve bills be considered collectively.

Which motion prevailed.

Senator Barden moved that the bills be indefinitely postponed.

Senator Tate moved the previous question.

The motion receiving a second, the main question was ordered by the following vote :

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch—24.

Noes—Senators Davis, Hudd, Rankin, Reed, Schneider, Wing—6.

The main question being, shall the bills be indefinitely postponed, it was decided in the negative by the following vote:

Ayes—Senators Arnold, Barden, Blair, Burrows, Douglas, Downs, Farr, Grimmer, Hathaway, Richardson, Tate, Treat, Van Schaick, Welch—14.

Noes—Senators Abert, Bones, Cavanagh, Davis, Fifield, Flint, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Sacket, Schneider, Scott, Torrey, Williams, Wing—18.

Senator Richardson moved to adjourn,

Which motion was lost.

Senator Davis moved that the question on ordering the bills engrossed be taken collectively.

The ayes and noes being demanded the motion was lost by the following vote :

Ayes—Senators Abert, Bones, Cavanagh, Davis, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Schneider, Scott, Van Schaick, Williams, Wing—15.

Noes—Senators Arnold, Barden, Blair, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Richardson, Sacket, Tate, Torrey, Treat, Welch—17.

No. 219, S..

The ayes and noes being demanded, the bill was ordered engrossed and read a third time, by the following vote:

Ayes—Senators Abert, Bones, Cavanagh, Davis, Fifield, Flint, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Sacket, Schneider, Scott, Torrey, Williams, Wing—18.

Noes—Senators Arnold, Barden, Blair, Burrows, Douglas, Downs, Farr, Grimmer, Hathaway, Richardson, Tate, Treat, Van Schaick, Welch—14.

Senator Williams moved that the vote on the engrossment of 220, 221, 222, 223, 224, 199, 205, 216, 217, 218, 225, S., be taken together.

Senator Barden moved to adjourn until 7:30 o'clock this evening.

Senator Arnold moved to adjourn.

The ayes and noes being demanded, the motion was lost by the following vote.

Ayes—Senators Arnold, Barden, Blair, Douglas, Downs, Farr, Flint, Grimmer, Hathaway, Richardson, Treat, Welch, Wing—13.

Noes—Senators Abert, Bones, Burrows, Cavanagh, Davis, Fifield, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Sacket, Schneider, Scott, Tate, Torrey, Van Schaick, Williams—19.

The question recurring on Senator Barden's motion to adjourn until 7:30 this evening, the ayes and noes were demanded, and it was decided in the negative by the following vote:

Ayes—Senators Barden, Blair, Downs, Farr, Hiner, Richardson, Scott, Tate, Treat, Welch—10.

Noes—Senators Abert, Arnold, Bonés, Burrows, Cavanagh, Davis, Douglas, Fifield, Flint, Grimmer, Hathaway, Hudd, Mitchell, Mumbrue, Rankin, Reed, Sacket, Schneider, Torrey, Van Schaick, Williams, Wing—22.

Senator Davis moved the previous question; the motion receiving a second, the main question was ordered by the following vote:

Ayes—Senators Abert, Bones, Cavanagh, Davis, Fifield, Flint, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Sacket, Schneider, Scott, Torrey, Van Schaick, Williams, Wing—19.

Noes—Senators Arnold, Barden, Blair, Burrows, Douglas, Downs, Farr, Grimmer, Hathaway, Richardson, Tate, Treat, Welch—13.

The question recurring on Senator Williams' motion to consider the bills on their engrossment, collectively,

The ayes and noes being demanded, it prevailed by the following vote:

Ayes—Senators Abert, Bones, Cavanagh, Davis, Flint, Grimmer, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Schneider, Scott, Van Schaick, Williams, Wing—17.

Noes—Senators Arnold, Barden, Blair, Burrows, Douglas, Downs, Farr, Fifield, Hathaway, Richardson, Sacket, Tate, Torrey, Treat, Welch—15.

The question being on ordering the bills engrossed and read a third time,

The ayes and noes were demanded, and it was decided affirmatively by the following vote:

Ayes—Senators Abert, Bones, Cavanagh, Davis, Fifield, Flint, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Sacket, Schneider, Scott, Torrey, Williams, Wing—18.

Noes—Senators Arnold, Barden, Blair, Burrows, Douglas, Downs, Farr, Grimmer, Hathaway, Richardson, Tate, Treat, Van Schaick, Welch—14.

#### REPORTS OF COMMITTEES.

The Committee on Enrolled Bills have examined and find correctly enrolled the following:

M. C. No. 3, S.,

To Congress for right of way and a grant of land for railroad purposes, to aid in building a road through Northern Wisconsin.

No. 206, S.,

A bill authorizing and requiring the farm mortgage land commissioners appointed under chapter 446 of the private and local laws of 1868, to extend the benefits of said act to certain other parties equitably entitled thereto.

Jt. Res. No. 5, S.,

Ratifying and agreeing to Jt. Res. No. 7, adopted by the legislature of 1876, proposing an amendment to section 2, article VIII. to the constitution of the state.

No. 110, S.,

A bill relating to apportioning the bonded indebtedness of the town of Jefferson, in Jefferson county, and amendatory of section 2, of chapter 12, laws of 1874.

No. 190, S.,

A bill to amend sections 6 and 8, chapter 93 of the general laws of 1870, entitled "an act for the improvement and raising of stock."

No. 99, S.,

A bill to amend section 1 of chapter 92, of the laws of 1876, entitled "an act for the preservation of duck and other wild fowl."

THOS. A. BONES,

*Chairman.*

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On motion of Senator Burrows,  
The Senate adjourned.

THURSDAY, MARCH 1, 1877.

The Senate met,

The Lieutenant Governor presiding.

Prayer by Rev. C. H. Richards.

The roll was called and the following Senators responded to their names:

Senator Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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On motion of Senator Hiner, No. 78, A., was recalled from the Assembly.

Senator Hudd moved that the vote by which No. 212, S., was indefinitely postponed be reconsidered, and further consideration of that motion be postponed until to-morrow.

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#### MEMORIALS PRESENTED AND REFERRED.

By Senator Burrows:

Mem. No. 96, S.,

Of principal of high school and school board of the village of Oregon, Dane county, Wisconsin.

Placed on file.

By Senator Burrows:

Mem. No. 97, S.,

Of Chas. Kayser, John Geo. Ott, and 43 other citizens and taxpayers of Dane county, for passage of bill providing uniformity of text-books, and cheapening cost of the same.

Placed on file.

25—s J

By Senator Richardson:

Mem. No. 98, S.,

Of school district No. 5, town of Milton, Rock county, Wisconsin,  
for passage of school text-book bill.

Placed on file.

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### REPORTS OF COMMITTEES.

The Committee on Judiciary to whom was referred

No. 37, S.,

A bill in relation to the appointment of notaries public, and  
amendatory of chapter 12 of the Revised Statutes, entitled "of no-  
taries public."

Have had the same under consideration, and respectfully report  
it back with the recommendation that the Assembly amendments  
thereto be concurred in.

L. W. BARDEN,  
*Chairman.*

The Assembly amendments were concurred in.

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The Committee on Judiciary to whom was referred

No. 68, A.,

A bill relating to notaries public.

No. 162, A.,

A bill relating to the exemption of a certain portion of  
the earnings of married men and others, and amendatory of chap-  
ter 148, of the general laws of 1858.

No. 402, A.,

A bill to amend section one (1), of chapter 77, laws of 1876, en-  
titled "an act relating to the Second county court of Brown coun-  
ty, and amendatory of sections four (4) and five (5) of chapter nine  
(9), of laws of 1875."

No. 119, A.,

A bill to repeal section 1, of chapter 266, of the general laws of  
1876, relating to cemetery associations and town cemeteries.

No. 211, A.,

A bill to amend section 37, of chapter 132, of the Revised Stat-  
utes, entitled "of issues, mode of trial, and judgment in civil ac-  
tions."

Jt. Res. No. 29, A.,

For amending the constitution, and relating to suffrage.

Respectfully report the same back with the recommendation  
that they each be indefinitely postponed. Senator Wing dissent-  
ing as to No. 162, A.

L. W. BARDEN,  
*Chairman.*

The Committee on Judiciary, to whom was referred

No. 441, A.,

A bill to require service of notice of application for tax deeds in certain cases.

No. 443, A.,

A bill to amend section 3, of chapter 121, of the laws of 1868, as amended by chapter 54, laws of 1871.

No. 210, A.,

A bill to guard against the abuse of the elective franchise and to preserve the purity of elections by regulating the appointment of inspectors of Election and requiring a registration of electors in certain cases; and to repeal chapter 445 of the laws of 1864, chapter 296 of the laws of 1865, chapter 126 of the laws of 1866, chapter 134 of the laws of 1871, chapter 132 of the laws of 1875, chapter 302 of the laws of 1876, and amendatory of certain city and village charters therein referred to.

No. 32, A.,

A bill to regulate the practice in certain cases.

Respectfully report the same back with amendments, and recommend that they be concurred in when so amended.

L. W. BARDEN,

*Chairman.*

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The Committee on Judiciary to whom was referred

No. 339, A.,

A bill to facilitate the more perfect execution of trusts in certain cases.

No. 92, A.,

A bill relating to foreclosure sales, and amendatory of section 2 of chapter 299, of the general laws of 1863.

No. 227, A.,

A bill relating to costs and fees, and amending section 33 of chapter 133 of the Revised Statutes, entitled "of costs and fees."

Respectfully report the same back with the recommendation that they be concurred in.

L. W. BARDEN,

*Chairman.*

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The Committee on State Affairs to whom was referred

No. 146, A.,

A bill to authorize Chippewa county in this state, to issue bonds for a certain purpose.

Have had the same under consideration, and instruct me to report the same back with amendment, and recommend that it be concurred in when so amended.

O. C. HATHAWAY,

*Chairman.*

The Committee on Incorporations, to whom was referred  
No. 18, A.,

A bill to amend the city charter of the city of Fond du Lac, and to repeal sections 12 and 15 of chapter 5 of chapter 59 of the private and local laws of 1868, of chapter 474 of the private and local laws of the year 1871, and all acts amendatory thereof.

With amendments, and recommend concurrence when so amended.

No. 96, A.,

A bill relating to the appointment of fire wardens in certain cases, and amendatory of chapter 27, of the general laws of this state for the year 1874.

With recommendation that it be concurred in.

No. 153, S.,

A bill to authorize Benjamin Brickley and his associates and assigns to improve the Little Eau Pleine river and maintain a boom on the same.

No. 314, A.,

A bill to authorize Philetus Sawyer, Jesse Spaulding and Isaac Stephenson and their associates, successors, heirs or assigns to improve that portion of the Menomonee river, being in the State of Wisconsin and above Sand Portage rapids, for log driving purposes.

With recommendation that they be indefinitely postponed.

THOMAS B. SCOTT,

*Chairman.*

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The Committee on Agriculture, to whom was referred

No. 73, A.,

A bill relating to the preservation of game, and amendatory of section 1, of chapter 121, of the laws of 1874.

No. 359, A.,

A bill relating to the right of way of railroads, and amendatory of section 16, chapter 119 of the general laws of 1872.

No. 158, A.,

A bill for the preservation of fish in the waters of Rock river and Hustisford mill pond, in Dodge county.

No. 160, A.,

A bill to amend section 1 of chapter 195 of the laws of 1874, entitled "an act to amend sections 1 and 3 of chapter 275 of the private and local laws of 1869, entitled 'an act for the preservation of fish in Big Green and Little Green lakes.'"

Have had the same under consideration and recommend that they be concurred in. Also

No. 136, A.,

A bill relating to the invention and successful use of steam and other mechanical agents on highways, and amendatory of chapter 134 of the laws of 1875, as amended by chapter 182 of the laws of 1876.

With amendment and recommend that it do pass when so amended.

ALEX. A. ARNOLD,  
*Chairman.*

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The Committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 205, S.,

A bill to appropriate to St. Luke's Hospital of Racine, five hundred dollars.

No. 225, S.,

A bill to appropriate to St. Nazian Society of the county of Manitowoc, a sum of money therein named.

No. 217, S.,

A bill to appropriate a sum of money therein named to the Sisters of Mercy Orphan Asylum, of Fond du Lac.

No. 216, S.,

A bill to appropriate a sum of money therein named to the Fond du Lac Relief Society, for the purpose of maintaining a home for the friendless.

No. 218, S.,

A bill to appropriate to the St. Frances Orphan Asylum for girls, of the city of La Crosse, and to the St. Michael's Asylum for boys, of the city of La Crosse, the sums of money therein named.

No. 199, S.,

A bill to appropriate to the Cadle Home of Green Bay, five hundred dollars.

No. 221, S.,

A bill to appropriate to the St. Rose Asylum of Milwaukee, a sum of money therein named.

No. 219, S.,

A bill to appropriate to the St. Æmelianus Orphan Asylum, of Milwaukee, a sum of money therein named.

No. 223, S.,

A bill to appropriate to the Orphan's Association, of Milwaukee, a sum of money therein named.

No. 220, S.,

A bill to appropriate to the Milwaukee Industrial School a sum of money therein named.

No. 222, S.,

A bill to appropriate to the St. Joseph's Orphan Asylum, of Milwaukee, a sum of money therein named.

No. 224, S.,

A bill to appropriate to the Home of the Friendless, of Milwaukee, a sum of money therein named.

G. B. BURROWS,  
*Chairman.*

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The Joint Committee on Claims to whom was referred the me-



morial and bill of S. V. Shipman, 21, A., and 178, S., have examined the same and taken the testimony of several witnesses in relation thereto, and respectfully report:

That in pursuance of chapter 39, laws of 1870, the building commissioners therein provided for, procured of the said S. V. Shipman plans, drawings and specifications for the buildings necessary and proper for an additional institution for the insane, and duly entered into a contract with said Shipman for said plans and specifications, the same having been approved by the governor, as provided in said act, and for the superintendence of said work by said Shipman, and agreed to pay him for said plans and specifications and superintendence, the sum of five per cent. upon the cost of said buildings. That in pursuance of said contract, said buildings, except the south wing, were erected and superintended by said Shipman.

That said chapter 39 gave said commissioners power to discharge the building superintendent at their discretion, and accordingly on the 26th day of March, 1874, the said Shipman was discharged and had no farther connection with the work.

He now claims compensation under his said contract at the rate of five per cent. upon the whole cost of the building, including said south wing, which was furnished under the superintendence of H. C. Koch, of Milwaukee.

- Many changes were made in the plan of the interior of said south wing and the detail drawings and specifications were made by said Koch and he has been paid for the same by the state.

While the liability of the state is not entirely clear, and while the contract so made was an unfavorable one for the state, and secured to said Shipman, according to his construction, a greater compensation than he ought to receive, yet for the purpose of finally settling and discharging said claims, your committee are inclined to adopt the view that the contract was one within the scope of the powers vested in the commissioners, and that the state is bound by the terms thereof.

Your committee are also of the opinion that the commissioners had the power and were justified in discharging said Shipman, and when so discharged he was, at most, entitled to be paid only five per cent. upon the cost of the buildings up to the time he was so discharged, together with the reasonable value of the plans furnished by the claimant for the south wing.

What that reasonable value is, your committee have no means of ascertaining precisely, but think that an allowance of *two per cent.* on the cost of the south wing would be just and equitable.

In view of all the circumstances, your committee would recommend that the claim of said Shipman be adjusted and paid as per following statement:

Cost of buildings superintended by Shipman up to the time of his discharge.....	\$316, 774 87	
Five per cent. upon which would amount to.....		\$15, 888 74
Cost of south wing.....	172, 081 80	
Two per cent upon which is.....		3, 441 92
		<hr/> \$19, 280 66
Amount heretofore paid to Shipman.....		14, 724 58
		<hr/>
Leaving due.....		\$4, 556 18

The printing and plans of grounds not having been authorized by the commissioners or board of trustees, the claim for those services in the judgment of your committee ought not to be allowed.

D. E. WELCH,  
Chairman.

The minority of the Joint Committee on Claims beg leave to make the following report upon

No. 95, S.,

A bill in relation to the proceedings and duties of certain commissioners.

The minority of the Committee on Claims, find that the language of chapter 274, of the laws of 1874, *does not* explicitly recognize the claim of E. A. Calkins, now before the legislature, and that only by the most liberal and partial construction of the language of the law under which the commissioners acted, can there be found the slightest foundation for the claim to rest upon.

Further, the minority are of the opinion that the claimant has *no legal* claim, from the fact that this claim has been in existence for 18 or 20 years and if the claimant thought his claim just, the courts could and should have been applied to and their decision rendered long since.

D. E. WELCH,  
JOHN LUCHSINGER,  
D. R. SYLVESTER.

The Committee on Education, to whom was referred

No. 37, A.,

A bill relating to village cemeteries.

Have had the same under consideration, and instructed me to report the same back with an amendment, and recommend that it be concurred in when so amended.

No. 139, A.,

A bill to prevent certain officers and teachers from acting as agents of school books.

No. 172, A.,

A bill to extend the benefits of the public schools, and promote the fitness of many foreigners for citizenship.

No. 276, A.,

A bill to provide for the purchase of 250 copies of Webster's Dictionary.

And have instructed me to report the same back with the recommendation that they be concurred in.

H. RICHARDSON,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee to whom was referred  
No. 262, A.,

Has had the same under consideration, and recommend that it be concurred in.

THOS. A. BONES,  
*Chairman.*

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The Select Committee to whom was referred  
No. 291, A.,

A bill to authorize the common council of the city of Watertown to levy a special tax to pay for engines, engine house, and bridge building.

Have amended the same, and recommend its passage when so amended.

No. 116, A.,

A bill to amend chapter 72 of the private and local laws of 1870, entitled an act to enable the city of Watertown to settle its railroad debt.

And recommend its passage.

W. W. REED,  
*Committee.*

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The Select Committee to whom was referred  
No. 321, A.,

A bill to change the time for holding the general terms of the circuit court in Walworth county.

Respectfully report the same back to the Senate, and recommend that it be concurred in.

A. FARR,  
*Chairman.*

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On motion of Senator Farr,

The rules were suspended, and the bill was read a third time and concurred in.

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The Select Committee, to whom was referred  
No. 322, A.,

A bill relating to the size of the mesh used in trap or pound nets.

Have had the same under consideration, and report the same

back with an amendment, and recommend that it be concurred in when so amended.

JNO. L. MITCHELL,  
JOS. RANKIN,  
A. FARR,

*Committee.*

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The Milwaukee Delegation in the Senate, to whom was referred No. 436, A.,

A bill providing for the letting of the official printing of Milwaukee county.

Respectfully report that they have had the same under consideration, and report the same back to the Senate, Senators Abert and Mitchell recommending the indefinite postponement of the bill, and Senator Van Schaick recommending its passage.

GEO. A. ABERT,

*Chairman.*

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The Select Committee to whom was recommitted

No. 180, S.,

A bill to enable the Wisconsin Valley Railroad Company to complete its line of road, and to exempt certain lands from taxation.

And remonstrances Nos. 58, 59, 60, 61, 62, 63, 64, and 65, S., relating thereto.

Has had the same under consideration, and return the same to the Senate and respectfully recommend that further consideration of said bill and remonstrances be indefinitely postponed.

T. B. SCOTT,

*Committee.*

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#### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 190, A.,

A bill relating to and amendatory of section 1, chapter 38, laws 1874, entitled "an act to ascertain annually the number of the principal farm products of the state."

No. 421, A.,

A bill to repeal chapter 26, of the general laws of 1871, relating to towns and town officers.

No. 366, A.,

A bill relating to a dam across Little Wolf river, in Waupaca county, and amendatory of section 4, chapter 159, of the laws of Wisconsin for 1876.

No. 440, A.,

A bill relating to the bringing of actions for penalties, and appeals therein.

No. 414, A.,

A bill relating to railroads, and amendatory of section 7, chapter 57, of the laws of Wisconsin for the year 1876.

No. 271, A.,

A bill for the preservation of fish in Waukesha county.

No. 231, A.,

A bill to amend chapter 364, of the laws of 1876, entitled "an act in relation to sheriff's fees."

No. 427, A.,

A bill to amend section 1, of chapter 121, of the general laws of 1856, entitled "an act concerning railroads."

No. 422, A.,

A bill to amend chapter 47, of the general laws of 1871, entitled "an act to amend chapter 107, of the private and local laws of 1867, entitled 'an act to authorize the appointment of phonographic reporters in the circuit court of the counties of Milwaukee and Kenosha.'"

No. 444, A.,

A bill relating to the preservation of fish in Sugar river.

Were each read a third time and passed.

No. 334, A.,

A bill to authorize John T. Kingston, John Smart, Wm. Wook, and their associates, to build and maintain a bridge across the Wisconsin river, and authorizing certain towns to grant aid therefor.

No. 337, A.,

A bill for an act to regulate fees in settlement of particular estates, in the county court of Milwaukee county in probate.

No. 370, A.,

A bill relating to a dam on Little Wolf river in Waupaca county, and amendatory of section 4, chapter 169, of laws of Wisconsin for 1875.

No. 328, A.,

A bill to amend section 100, of chapter 18, of the Revised Statutes, concerning the collection of delinquent personal property tax.

No. 324, A.,

A bill to amend section 1, of chapter 227, of the laws of 1876, entitled "an act to provide for the recording of the lands of the Wisconsin Railroad Farm Mortgage Land Company, in the register's office of the several counties in which such lands are situated."

No. 14, A.,

A bill to amend section 2, of chapter 344, of the general laws of 1876, entitled "an act to codify and consolidate all laws in relation to town insurance companies."

No. 431, A.,

A bill to change the name of William Richard Clancy, and to legalize certain acts.

No. 357, A.,

A bill relating to the protection of the capitol and the capitol park, in the city of Madison.

No. 332, A.,

A bill relating to the publication of legal notices.

No. 439, A.,

A bill to appropriate to Henry Fink a sum of money therein named.

No. 438, A.,

A bill to appropriate to Peter Salentine a sum of money therein named.

No. 99, A.,

A bill to provide for the establishment of a hospital and school for imbecile, idiotic or feeble-minded children.

No. 192, A.,

A bill to appropriate a sum of money therein named, for chaplain service in the legislature of 1877.

No. 352, A.,

Relating to the election of county superintendents of schools.

No. 319, A.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the city of Neenah.

And has amended and concurred in Senate amendments to

No. 1, A.,

A bill to authorize the town of Mukwa in the county of Wau-paca, to issue its corporate bonds in payment of the judgment against said town, in favor of George C. Hammond and Sophia C. Hammond.

And return as requested,

No. 23, A.,

A bill relating to town treasurers and defining their duties.

And has concurred in Senate amendment to

No. 48, A.,

A bill in relation to fees of county judges, and to repeal chapter 123 of the laws of 1871, and amendatory of section 2 of chapter 121 of the laws of 1868.

And has concurred in

No. 11, S.,

A bill to legalize the tax roll of the town of Kinnickinnic, in St. Croix county.

No. 67, S.,

A bill to amend section 6, of chapter 165, of the laws of Wisconsin of 1874, entitled "an act to secure the safe navigation of the Wisconsin river."

No. 68, S.,

A bill to legalize the acts of the Waukesha County Agricultural Society.

No. 83, S.,

A bill relating to the foreclosure of mortgages, and amendatory of chapter 145, of the Revised Statutes, entitled "of actions for the foreclosure of a mortgage," and the acts amendatory thereof.

No. 102, S.,

A bill to amend and add to an act entitled "an act to consoli-

date chapter 49 of the private and local laws of 1855, entitled 'an act to incorporate the village of Madison into a separate school district,' and all acts amendatory thereof," being chapter 203, of the private and local laws of 1867.

No. 105, S.,

A bill relating to issuing tax deeds upon certain lands sold for taxes in Jackson county, but now in Wood county.

No. 129, S.,

A bill to authorize the town of Ahnapee to build and maintain a bridge across Ahnapee river.

No. 139, S.,

A bill relating to the Madison Mutual Insurance Company, and amendatory of chapter 329, private and local laws of 1863.

No. 146, S.,

A bill to provide for the alteration and discontinuance of portions of the state road from Black River Falls in Jackson county, to the city of La Crosse, in La Crosse county.

No. 170, S.,

A bill to empower the board of trustees of any incorporated village, or the common council of any city, to prescribe the duties and qualifications of street commissioners.

No. 242, A.,

A bill to change and define the limits of the Third, Seventh and Ninth judicial circuits, and fix the time for holding the terms of the courts therein, and for other purposes.

And has refused to concur in

No. 36, S.,

A bill to amend sections 5 and 8, of chapter 153, of the laws of 1876, relating to the corporation of fire departments in unincorporated villages.

And has amended, and concurred in as amended,

No. 136, S.,

A bill relating to the trial of certain criminal cases.

No. 182, S.,

A bill relating to loans of school and university trust funds to school districts, and amendatory of section 5, chapter 42, of the general laws of 1871.

No. 168, S.,

A bill to amend an act entitled "an act to amend chapter 262, of the laws of 1875, and to amend an act entitled 'an act to revise, consolidate and amend an act to incorporate the city of Green Bay,' and the several acts amendatory thereof," approved March 8, 1875.

No. 134, S.,

A bill concerning the acknowledgment of certain deeds.

No. 49, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Polk.

No. 185, S.,

A bill to submit to the people an amendment to section 2, of article 7, of the constitution of this state.

No. 132, A.,

A bill to lay out and establish a state road from the town of Hancock, Waushara county, to the town of Strong's Prairie, in Adams county.

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MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to return you as requested

No. 78, A.,

A bill to confer civil jurisdiction on the county court of Fond du Lac county.

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ASSEMBLY MESSAGE CONSIDERED.

No. 190, A.,

Was referred to the Committee on Agriculture.

No. 421, A.,

Was referred to the Committee on Town and County Affairs.

Nos. 366, 370, A.,

Were referred to the Committee on Incorporations.

Nos. 440, 231, 328, 431, A.,

Were referred to the Committee on Judiciary.

Nos. 414, 427, A.,

Were referred to the Committee on Railroads.

Nos. 422, 271, 444, 99, A.,

Were placed in the General File.

No. 334, A.,

Was referred to the Committee on Roads and Bridges.

No. 337, A.,

Was referred to a Select Committee, consisting of Senators Van Schaick, Mitchell and Abert.

No. 324, A.,

Was referred to the Committee on Public Lands.

Nos. 14, 439, 438, 192, A.,

Were referred to the Committee on Finance, Banks and Insurance.

No. 357, A.,

Was referred to the Committee on State Affairs.

Nos. 352, 319, A.,

Were referred to the Committee on Education.

No. 1, A.,

The Assembly amendment to the Senate amendment,  
Was concurred in.

The Assembly amendments to

Nos. 182, 168, 136, 134, 49, S.,

Were concurred in.

No. 185, S.,

Was placed in the General File.



The Assembly amendment to

No. 132, S.,

Was concurred in and the title was amended so as to read as follows:

"A bill to lay out and establish a state road from the village of Hancock, Waushara county, to the town of Strong's Prairie, in Adams county."

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Senator Hiner moved that the vote by which No. 78, A., was concurred in be reconsidered,

Which motion prevailed.

Senator Hiner offered the following amendment:

Amend section 2 of bill by adding after the word "county," in the seventh line of said bill, the following words: Except a justice of the peace of the city of Ripon.

The amendment was adopted, and the bill as amended was concurred in.

Senator Flint moved that the vote by which No. 23, A., was indefinitely postponed, be reconsidered. Objection being made, the motion was not entertained.

On motion of Senator Hudd, No. 193, S., was recommitted to the Judiciary Committee.

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### THE SPECIAL ORDER.

No. 215, S.,

A bill to cheapen the cost of supporting the common schools of the state.

Being the special order for this hour (10:30 A. M.) was taken up.

The amendments to the substitute reported by the committee were adopted.

Senator Richardson moved that when the Senate adjourn it be until 7:30 P. M. this evening and that No. 215, S., be made the special order for that hour.

Which motion prevailed.

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### RESOLUTIONS CONSIDERED.

Res. No. 29, S.,

Requesting committees to report bills, etc.

Senator Wing offered the following amendment:

Add the word "heretofore" after the word "committees" and before "referred."

The amendment was adopted and the resolution as amended was adopted.

## BILLS READY FOR A THIRD READING.

No. 161, S.,

A bill relating to corporations organized under provisions of chapter 113, of the laws of 1874.

No. 94, S.,

A bill relating to and amendatory of chapter 12, of the laws of 1873, entitled "an act to provide for the improvement of Yellow river for log driving purposes."

No. 174, S.,

A bill relating to the fees of sheriffs and referees.

No. 208, S.,

A bill to amend chapter 152, general laws of 1872, entitled "an act to authorize the county board of supervisors in the several counties of this state, to levy a special tax for county road purposes," and to amend chapter 229, laws of 1874.

Were read a third time and passed.

No. 61, S.,

A bill to authorize Chauncey Lamb and others, to improve the Flambeau river.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Mitchell, Mumbrue, Rankin, Reed, Richardson, Scott, Tate, Torrey, Treat, Van Schaick—24.

Noes—Senators Cavanagh, Farr, Hudd, Schneider, Welch, Williams, Wing—7.

The amendments to

No. 21, S.,

A bill to appropriate to the State Hospital for the Insane, a sum of money therein named.

Were adopted, and the bill was read a third time and passed by the following vote:

Ayes—Senators Abert, Arnold, Barden, Bones, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Rankin, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—29.

No. 189, S.,

A bill to appropriate to the Wisconsin Agricultural Society a sum of money therein named.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Arnold, Barden, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Reed, Sacket, Scott, Tate, Torrey, Van Schaick, Welch, Williams—26.

Noes—Senators Rankin, Richardson, Ryan—3.

No. 121, A.,

A bill relating to the distraining of cattle doing damage, and amendatory of section 1, of chapter 51, of the Revised Statutes.

Was read a third time and concurred in.

## BILLS ON THEIR THIRD READING.

No. 11, A.,

A bill to legalize the tax roll of the town of Kinnikinnic, in St. Croix county.

No. 63, A.,

A bill relating to attorneys' fees in justice courts, and amendatory of section 1, of chapter 96, of the laws of 1876.

No. 75, A.,

A bill to repeal chapter 27, of the general laws of 1875, entitled "an act to amend chapter 423, private and local laws of 1871, entitled 'an act to authorize the county clerk of Door county, to make and keep an abstract of tax sales, deeds, and redemptions in said county, and to revise said chapter 423.'"

No. 150, A.,

• A bill to legalize the acts of the supervisors of Star Prairie, St. Croix county.

No. 155, A.,

A bill relating to evidence.

No. 169, A.,

A bill in relation to exchange of laws, documents, and Supreme Court reports of this state.

No. 171, A.,

A bill to amend chapter 164, of the laws of 1873, entitled "an act to incorporate the city of Fort Howard," approved March 14, 1873.

No. 180, A.,

A bill to appropriate a sum of money to the governor for the benefit of the state library, and to repeal chapter 321 general laws of 1864, and sections one and eight of chapter 26, of Revised Statutes.

No. 226, A.,

A bill in relation to the settlement of estates when the county judge is incapacitated, and to amend section 6, of chapter 117, of the Revised Statutes.

No. 250, A.,

A bill relating to drainage in the city of Manitowoc, and amendatory of section 7, of chapter 228, of the laws of Wisconsin or 1875.

No. 253, A.,

A bill relating to costs and fees, and amendatory of sections 1 and 4, chapter 133, Revised Statutes, and the several acts amendatory thereof.

No. 255, A.,

A bill relating to actions and proceedings by non-resident guardians, and amendatory of section 1, of chapter 73, general laws of 1871.

No. 259, A.,

A bill relating to town insurance companies, to legalize the action of the Farmers' Mutual Fire Insurance Company of the towns of Troy and East Troy, of the county of Walworth.

No. 269, A.,

A bill to amend section 32, of chapter 130, of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

No. 285, A.,

A bill to amend section one, of chapter 299, of the laws of 1873, entitled "an act to amend chapter 56, general laws of 1870, entitled 'an act to provide for the incorporation and government of fire and inland navigation insurance companies.'"

No. 379, A.,

A bill to amend an act to incorporate the State Firemen's Association of Wisconsin.

No. 388, A.,

A bill to legalize the tax roll of the town of Marietta, in Crawford county.

No. 413, A.,

A bill relating to the catching of fish in Pecatonica river and its tributaries in Lafayette county.

No. 417, A.,

A bill relating to the Supreme Court, and amendatory of chapter 284 of the laws of 1876.

Jt. Res. No. 15, A.,

Joint Resolution asking Congress to make an appropriation to construct a light-house at the mouth of the harbor of Menomonee.

M. C. No. 8, A.,

To Congress for the establishment of a mail route from Friendship, in the county of Adams, to Liberty Bluff, in the county of Marquette.

M. C. No. 11, A.,

To Congress for mail service, from Eau Claire to Rice Lake, in Barron county.

M. C. No. 9, A.,

To Congress, to provide fish ways to the dams on Fox River.

Were severally ordered to a third reading.

No. 195, A.,

A bill relating to the organization of corporations for manufacturing and other purposes, and amendatory of section 12, of chapter 144, of the general laws of 1872.

Senator Reed offered the following amendment:

Amend by adding the following proviso to section one: *Provided*, that this act shall not be construed as conferring any authority or power, on such corporations to subscribe to, take or hold stock in any corporation formed under this act.

The amendment was adopted.

The ayes and noes being demanded, the bill was ordered to a third reading by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Cavanagh, Downs, Farr, Fifield, Flint, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Schneider, Scott, Tate, Torrey, Van Schaick, Welch, Williams—26.

Noes—Senators Richardson, Treat, Wing—3.

26—s j

No. 5, A.,

A bill to amend section 44 of chapter 165, of the Revised Statutes, entitled "of offenses against property, and the act amendatory thereof."

Senator Rankin offered the following amendment: amend by adding after the word "beasts" in the fifth line of the printed bill the words "except dogs and cats."

Senator Arnold offered the following amendment: to the amendment. amend by striking out the word "dog" and include the word "cat."

The amendment was lost.

The amendment offered by Senator Rankin, was adopted.

The ayes and noes being demanded, the Senate refused to order the bill engrossed, by the following vote:

Ayes—Senators Barden, Blair, Bones, Downs, Flint, Grimmer, Hathaway, Hudd, Rankin, Reed, Tate, Van Schaick, Williams—13.

Noes—Senators Arnold, Burrows, Cavanagh, Douglas, Farr, Fifield, Hiner, Mitchell, Mumbue, Richardson, Ryan, Sacket, Schneider, Torrey, Treat, Welch, Wing—17.

No. 243, A.,

A bill to provide for the establishing of two election precincts in the town of Milwaukee, in the county of Milwaukee.

No. 384, A.,

A bill to amend section 2, of chapter 329, of the laws of 1874, entitled "an act for the preservation of game in the State of Wisconsin."

Were indefinitely postponed.

No. 168, A.,

A bill relating to iron and other ores and minerals and other substances, and to the assessment of lands containing such ores or minerals for taxation.

Senator Treat moved to recommit the bill to the Committee on Mining and Smelting.

Senator Arnold moved to recommit the bill to the Judiciary Committee, which motion prevailed.

No. 201, A.,

A bill relating to the election of city marshals in the city of Janesville, and amendatory of section 4, of chapter 223, of the private and local laws of 1867, entitled "an act to amend chapter 474 of the private and local laws of 1866," and the several acts amendatory thereto.

Senator Richardson moved to indefinitely postpone the bill which motion prevailed.

No. 453, A.,

A bill to provide for the appointment of five commissioners, who shall furnish to the next legislature certain information, and who shall report to said legislature a bill to re-district the state into judicial circuits, equalizing the labor of the judges thereof, and determining the salaries of said judges.

Was recommitted to the Committee on Claims.

## BILLS ON THEIR ENGROSSMENT AND THIRD READING

No. 60, S.,

A bill to legalize the organization of school district No. 2, in the town of Little Wolf, Waupaca county.

No. 261, S.,

A bill to legalize the acts of joint district No. 4, of the city and town of Manitowoc.

No. 197, S.,

A bill relating to the Sturgeon Bay and Lake Michigan Ship Canal, and to amend chapter 365, of the private and local laws of 1864, entitled "an act to incorporate the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company," approved April 2, 1864.

Were ordered engrossed and read a third time.

The amendments to

No. 186, S.,

A bill in relation to the county and state canvass of votes.

No. 211, S.,

A bill to appropriate to the Northern Wisconsin Agricultural and Mechanical Association a sum of money.

Were adopted, and the bills were ordered engrossed and read a third time.

No. 40, S.,

A bill to repeal chapter 360, of the laws of 1876, relating to the hunting of deer with dogs.

No. 123, S.,

A bill to amend section 2, of chapter 55, of the general laws of 1869, entitled "an act to provide for stereotyping the reports of the decisions of the Supreme Court."

No. 157, S.,

A bill to amend section 16, chapter 7, of the Revised Statutes, in regard to notice of general and special elections.

No. 196, S.,

A bill to incorporate the city of Depere.

No. 214, S.,

A bill to repeal chapter 240, general laws of 1873, entitled "an act in relation to the publication of delinquent tax lists."

No. 230, S.,

A bill to amend section 29, chapter 133, of Revised Statutes, entitled "of costs and fees."

No. 244, S.,

A bill to provide for the annexation of portions of towns to villages for highway purposes.

Were indefinitely postponed.

No. 101, S.,

A bill to supply the state capitol with water, and to protect it from fire.

Senator Rankin moved to lay the bill aside until to-morrow, which motion was lost. and the bill was ordered engrossed and read a third time.

No. 95, S.,

A bill in relation to the proceedings and duties of certain commissioners.

Senator Welch moved to recommit the bill to the Committee on Judiciary, with instructions to report to-morrow morning.

The ayes and noes being demanded, the motion prevailed by the following vote:

Ayes—Senators Arnold, Barden, Bones, Cavanagh, Douglas, Downs, Farr, Flint, Hathaway, Richardson, Scott, Tate, Torrey, Treat, Van Schaick, Welch—16.

Noes—Senators Abert, Blair, Davis, Fifield, Grimmer, Hiner, Hudd, Mumbrue, Rankin, Reed, Ryan, Schneider, Williams, Wing—14.

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Senator Arnold moved that the vote by which No. 384, A., was indefinitely postponed, be reconsidered, and that further consideration of that motion be postponed until to-morrow.

Senator Richardson asked and obtained leave of the Senate to withdraw his name from the report of the Committee on Education, submitted on yesterday, reporting from said committee for passage No. 261, S.

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#### REPORTS OF COMMITTEES.

The Committee on Enrolled Bills have examined and find correctly enrolled the following bills:

No. 48, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to school district No. 7, town of Baraboo, county of Sauk.

No. 241, S.,

A bill to authorize the city of Appleton to issue corporate bonds for bridge purposes.

No. 131, S.,

A bill to authorize the town of Necedah, in the county of Juneau, to appropriate a certain sum of money in aid of the construction of the Necedah and Camp Douglas Railroad.

THOMAS A. BONES,  
*Chairman.*

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On motion of Senator Davis,  
The Senate adjourned.

7:30 P. M.

The Senate met,  
Pursuant to adjournment.  
The President *pro tem* presiding.

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## RESOLUTIONS INTRODUCED.

By Senator Welch :

Res. No. 31, S.,

*Resolved*, That a committee of three Senators be appointed to investigate the financial management and general condition of the property of the State Historical Society, with the request that such committee shall report on Saturday.

On motion of Senator Welch, the rules were suspended and the resolution was adopted.

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## MEMORIALS PRESENTED AND REFERRED.

By Senator Davis :

Mem. No. 99, S.,

Of school board of district No. 6, and citizens of Dane, Dane county, Wisconsin, for passage of Senate bill No. 215.

To Committee on Education.

By Senator Davis :

Mem. No. 100, S.,

Of citizens and tax-payers of school District No. 3, of Springdale, Dane county, for the passage of 215, S.

To Committee on Education.

By Senator Davis :

Mem. No. 101, S.,

Of citizens of the village of Belleville, for the passage of bill 215, S., providing for uniformity of school books and their publication under state control.

To Committee on Education.

By Senator Davis :

Mem. No. 102, S.,

Of citizens of school district No. 4, town of Springdale, Dane county, for passage of No. 215, S.

To Committee on Education.

By Senator Davis :

Mem. No. 103, S.,

Of school board and tax-payers of district No. 8, town of Dunn, county of Dane, for passage of No. 215, S.

To Committee on Education.



By Senator Cavanagh :

Mem. No. 104, S.,

Of school board and residents of school district No. 7, town of Rhein, Sheboygan county, for passage of school text-book bill.

To Committee on Education.

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#### REPORTS OF COMMITTEES.

The Committee on Judiciary, to whom was referred

No. 95, S.,

A bill in relation to the proceedings and duties of certain commissioners.

Respectfully report the same back, with the statement that, for want of sufficient time, your committee is unable to agree as to the liability of the state, and therefore report the bill without recommendation.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary, to whom was referred

No. 84, S.,

A bill to appropriate to A. C. Millard, H. B. Palmer and Henry C. Sibree a sum of money therein named.

Respectfully report the same back, with the recommendation that the bill do pass.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 186, A.,

A bill relating to iron and other ores and minerals, and other substances, and to the assessment of lands containing such ores, or minerals, for taxation.

Respectfully report the same back with the statement that in the opinion of your committee the bill is unconstitutional.

L. W. BARDEN,  
*Chairman.*

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The Committee on Judiciary to whom was referred

No. 193, S.,

A bill to provide compensation for phonographic reporters in the county of Outagamie.

No. 418, A.,

A bill relating to the foreclosure of mortgages.

No. 89, A.,

A bill to repeal chapter 404, of the laws of 1876, relating to counties and county officers.

Respectfully report the same back with the recommendation that they each be indefinitely postponed.

L. W. BARDEN,  
*Chairman.*

The Committee on Judiciary, to whom was referred

No. 431, A.,

A bill to legalize certain acts of the board of supervisors of Manitowoc county, Wis.

No. 231, A.,

A bill to amend chapter 364 of the laws of 1876, entitled "an act in relation to sheriff's fees."

No. 440, A.,

A bill to regulate the bringing of actions for penalties, and appeals therein.

No. 249, A.,

A bill relating to the board of equalization of the city of Manitowoc, and amendatory of section 4, chapter 275, private and local laws of 1870, entitled "an act to incorporate the city of Manitowoc."

No. 328, A.,

A bill to amend section 100, of chapter 18, of the Revised Statutes, concerning the collection of delinquent personal property tax.

Respectfully report the same back with the recommendation that they each be concurred in.

L. W. BARDEN,  
*Chairman.*

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The Committee on Railroads, to whom was referred

No. 427, A.,

A bill to amend sub-division 10, of section 11, of chapter 119, of the general laws of 1872, entitled "an act in relation to railroads and the organization of railroad companies."

Respectfully report the same back with an amendment, and recommend the same be concurred in when so amended.

No. 414, A.,

A bill relating to railroads, and amendatory of section 7, chapter 57, of the laws of Wisconsin for the year 1876.

Respectfully report the same back to the Senate, and recommend the same be indefinitely postponed.

A. FARR,  
*Chairman.*

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The Committee on Public Lands to whom was referred

No. 31, A.,

A bill to prevent the commission of waste upon lands upon which tax certificates are outstanding and unpaid.

Return the same to the Senate, and recommend that it be referred to the Committee on Judiciary.

WM. BLAIR,  
*Chairman.*

So ordered.

The Committee on Education to whom was referred  
No. 319, A.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the city of Neenah,

Have had the same under consideration, and instructed me to report the same back without recommendation.

H. RICHARDSON,  
*Chairman.*

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The Committee on Banks, Banking and Insurance to whom was referred

No. 14, A.,

A bill to amend section 2, of chapter 344, of the general laws of 1876, entitled "an act to codify and consolidate all laws in relation to town insurance companies."

Have had the same under consideration and respectfully report the same back to the Senate and recommend it do pass.

No. 192, A.,

A bill to appropriate a sum of money therein named, to pay for chaplain service in the legislature, for the year 1877.

Report the same back with amendment, and recommend it do pass when so amended.

J. B. TREAT,  
*Chairman.*

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The Joint Committee on Claims had under consideration the following bills:

No. 259, S.,

A bill relating to the publication of the Legislative Manual, and amendatory of chapter 72, of laws of 1873.

And report same back with an amendment, and recommend that it do pass when so amended.

No. 150, S.,

A bill to appropriate to Ira F. Kilmer a sum of money,

And report said bill back with two several amendments, and recommend passage when so amended.

No. 142, S.,

A bill relating to the publication of the transactions of the Northern Wisconsin Agricultural and Mechanical Association.

No. 143, S.,

A bill relating to public printing, and amendatory of chapter 243, laws of 1874.

And report said bills back by two several substitutes, and recommend passage of said several substitutes.

No. 255, S.,

A bill to provide for the erection of buildings for the proper care of the chronic insane.

And report same back with the recommendation that said bill

be indefinitely postponed, the committee being of the opinion that it is not advisable at this time to erect said asylum.

Mem. No. 52, S.,

A memorial relating to a claim of Alois Klaus.

And report same back with the recommendation that it be indefinitely postponed. The opinion of the attorney general relating to this claim to be spread upon the journal.

D. E. WELCH,  
*Chairman.*

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OFFICE OF ATTORNEY GENERAL,  
MADISON, February 15, 1877.

*The Honorable, the Committee on Claims:*

GENTLEMEN:—I have examined the memorial of Alois Klaus, No. 52, S.

It appears that on the 12th day of November, 1861, a commission was issued by Gov. Randall to said Alois Klaus, as lieutenant in the state militia, with authority to recruit for the 2d Wisconsin Cavalry, "without expense to the state."

This clause is in accordance with the general understanding at the time, that recruiting officers were not to be paid for their services as such, but if successful in recruiting, were to have a commission in the regiment to which their men were assigned. A commission in this case was issued to Mr. Klaus, as first lieutenant, on the third of December, 1861, in the 2d Cavalry; at all events, the acceptance of the appointment with that clause inserted, effectually disposes of the first item of the claim.

As to the 2d item: The claimant was mustered into the U. S. service at the date of his commission, December 3, 1861, and his claim for pay is against the United States and not against the state.

As to the 3d item: The claimant was appointed second lieutenant in the 9th regiment Wisconsin volunteers by Gov. Salomon on the 23d of May, 1873, appointment to date and rank from April 20, 1863. At the time of this appointment, the claimant was a private in said 9th regiment. He was honorably discharged to enable him to accept said commission July 16, he was paid as a private up to July 21, 1863, at which day he was mustered in as second lieutenant and has since that been paid as second lieutenant.

It is difficult to see how he could serve as a private and also second lieutenant at the same time. Having served as a private and received pay as such, he ought not to receive pay as an officer during the same period.

The clause in the commission "to date from April 24," does not refer to pay, it was probably inserted for the purpose of settling any question of rank or promotion that might arise. The pay ought to be determined by the time of service.

I am of the opinion that claimant has no legal demand against the state.

Very Respectfully,

A. SCOTT SLOAN,  
*Attorney General.*

The Committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 211, S.,

A bill to appropriate to the Northern Wisconsin Agricultural and Mechanical Association a sum of money therein named.

No. 101, S.,

A bill to supply the state capitol with water, and to protect it from fire.

No. 60, S.,

A bill to legalize the organization of school district No. 2, in the town of Little Wolf, in Waupaca county.

No. 261, S.,

A bill to legalize the acts of joint district No. 4, of the city and town of Manitowoc.

No. 186, S.,

A bill in relation to the county and state canvass of votes.

No. 197, S.,

A bill relating to the Sturgeon Bay and Lake Michigan ship canal, and to amend chapter 365, of the private and local laws of 1864, entitled "an act to incorporate the Sturgeon Bay and Lake Michigan Ship Canal, and Harbor Company," approved April 2, 1864.

G. B. BURROWS,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee to whom was referred

No. 229, S.,

A bill to authorize a change of the place of trial in certain cases.

Respectfully reports the same back with an amendment, and recommend its passage when so amended.

M. P. WING,  
*Committee.*

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#### THE SPECIAL ORDER.

No. 215, S.,

A bill to cheapen the cost of supporting the common schools of the state.

Being the special order for this hour (7:30 P. M.) was taken up. Senator Davis offered the following amendment:

Amend section 5 by striking out the words "the office of publication, in the city of Madison," and insert in lieu thereof the words, such place as may be designated in contract.

The amendment was adopted.

Senator Davis offered the following amendment:

Amend section 9 by striking out the words, "at the city of Madison," in ninth line, and insert in lieu thereof the words, within the State of Wisconsin.

The amendment was adopted.

Amend section 9 by striking out the words "at the office of publication in the said city of Madison," where they occur in the 11th and 12th lines.

The amendment was adopted.

Senator Davis offered the following amendment:

Amend section 9 by striking out the word "five" where it occurs in the 47th line and insert in lieu thereof the word "thirty."

The amendment was rejected.

Senator Mitchell offered the following amendment:

Amend section 9, by striking out the word "five," in the 47th line of said section, and substitute therefor the word "sixty."

The amendment was adopted.

Amend section 10, by adding to headings in the third, sixth and eighth-columns, the words, "subject to any cheaper rates provided by contract."

The amendment was adopted.

Senator Davis asked, in behalf of the committee, to substitute a new section for section 10, to correct errors in computation, and leave was granted, and said corrected section became a part of the substitute bill reported by the committee.

Senator Richardson offered the following amendment:

Amend section 1, by inserting, in the 2d line, between the words "Wisconsin" and "an," the following: "and principals of the state normal school."

The amendment was rejected.

Senator Williams offered the following amendment:

Amend by striking out the following proviso, in section nine:

*Provided*, That no person, association or corporation shall be selected or contracted with, under the provisions of this act, to do the work herein required to be done, unless such person, association or corporation shall have satisfied the said governor, attorney-general and secretary of state, that he or they have and control facilities for stereotyping 150 pages per day of book matter, and a press capacity of 50,000 impressions book work per day,

The amendment was adopted.

Senator Hudd offered the following amendment:

Amend section 1 so that it shall read: section 1. The superintendent of public instruction, together with the president of the faculty of the several normal schools of this state, shall constitute a commission to be known and designated as the "State School Book Commission," whose duty it shall be to provide suitable uniform school text-books for the use of all the common schools of this state, as hereinafter provided.

The amendment was rejected by the following vote:

Ayes—Senators Abert, Blair, Cavanagh, Downs, Farr, Hudd, Mitchell, Rankin, Reed, Richardson, Schneider, Williams—12.

Noes—Senators Barden, Bones, Davis, Fifield, Flint, Grimmer, Hathaway, Hiner, Mumbrue, Ryan, Sacket, Scott, Tate, Torrey, Treat, Welch—16.

Senator Welch offered the following amendment:

Amend section 8, by striking out, in the eighth line, all after the word "specified."

The amendment was adopted.

Senator Welch offered the following amendment:

Amend section 9, in the first line, by striking out the words, "hereinafter named."

The amendment was adopted.

Senator Davis offered the following amendment:

Amend section 9, by striking out, in the 51st and 52nd lines, the words, "from the date of the passage and publication of this act."

The amendment was adopted.

Senator Hudd offered the following amendment:

Amend section 9 by striking out line 48 down to the word "done," in 49th line, and insert after the word "act," in the 47th line, the words "give public notice of publication in not less than ten of the daily newspapers published in this state, that on a day named, at the capitol of this state, they will receive sealed proposals from any and all persons desiring to take the contract for publishing school books under the provisions of this act, and thereafter and within twenty days from the day fixed for receiving such bids, let such contract to the lowest and most responsible bidder, said board reserving the right to reject any and all bids."

The amendment was adopted.

Senator Wing offered the following amendment:

Amend section 18: Strike out the words "school teacher," and insert the word "person" in 4th line; strike out the words "ninety days" and insert the words "one year," in 3rd line.

The amendment was lost.

Senator Rankin offered the following amendment:

Add after the word "bidder," in the amendment offered by Senator Hudd, the words "said bid to be accompanied by a proper bond running to the State of Wisconsin, with two good and sufficient sureties in the sum of ten thousand dollars, that the bidder, if his or their bid should be accepted, will enter into a contract as specified in the act."

The amendment was adopted.

Senator Wing offered the following amendment:

Strike out the words "90 days," and insert the words "one year," in the third line of section 18.

The amendment was adopted.

Senator Richardson offered the following amendment:

Amend section 3 by striking out of second line "copy right" and insert "such books copyrighted or others."

The amendment was adopted.

Senator Richardson offered the following amendment:

Amend section 3 by striking out all from words "such selection" in 6th line.

The ayes and noes being demanded, the amendment was lost by the following vote:

Ayes—Senators Blair, Cavanagh, Flint, Mitchell, Richardson, Schneider—6.

Noes—Senators Abert, Barden, Bones, Burrows, Davis, Downs, Field, Grimmer, Hathaway, Hiner, Mumbrue, Ryan, Sacket, Scott, Tate, Torrey, Treat, Welch, Williams—19.

Senator Richardson moved to recommit the bill to a select committee, consisting of Senators Davis and Hudd, with instructions to amend section 4.

Which motion was lost.

The substitute, as amended, was adopted.

Senator Hudd moved that the bill as amended be printed.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Abert, Blair, Bones, Cavanagh, Farr, Hudd, Mitchell, Richardson, Schneider, Torrey, Wing—11.

Noes—Senators Barden, Burrows, Davis, Downs, Fifield, Grimmer, Hathaway, Hiner, Mumbrue, Rankin, Reed, Ryan, Sacket, Scott, Treat, Welch, Williams—17.

Senator Farr moved that the Senate do now adjourn.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Cavanagh, Farr, Hudd, Mitchell, Rankin, Reed, Ryan, Schneider—8.

Noes—Senators Abert, Barden, Blair, Bones, Burrows, Davis, Downs, Fifield, Grimmer, Hathaway, Hiner, Mumbrue, Richardson, Sacket, Scott, Torrey, Treat, Welch, Williams, Wing—20.

Senator Welch moved the previous question.

The motion receiving a second, the main question was ordered by the following vote:

Ayes—Senators Abert, Barden, Blair, Burrows, Davis, Downs, Grimmer, Hathaway, Hiner, Mumbrue, Ryan, Sacket, Scott, Torrey, Treat, Welch, Williams—17.

Noes—Senators Bones, Cavanagh, Farr, Hudd, Mitchell, Rankin, Reed, Richardson, Schneider—9.

Senator Farr moved a

#### CALL OF THE SENATE.

The motion was decided out of order.

The bill was ordered engrossed and read a third time by the following vote:

Ayes—Senators Barden, Burrows, Davis, Downs, Fifield, Grimmer, Hathaway, Hiner, Mumbrue, Reed, Ryan, Scott, Torrey, Treat, Welch, Williams—16.

Noes—Senators Abert, Blair, Bones, Cavanagh, Farr, Hudd, Mitchell, Rankin, Richardson, Sacket, Schneider, Wing—12.

The President announced the appointment of Senators Welch, Treat and Mumbrue as the committee under Res. No. 31, S.

Senator Sacket moved to suspend the rules and that the Assembly message be considered at this time.

Senator Fifield moved a



## CALL OF THE SENATE.

The call being sustained,

The roll was called and all Senators found to be present, except Senators Arnold, Douglas, Flint, Tate and Van Schaick.

Senator Hudd moved that the Senate do now adjourn.

Which motion was lost by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Hudd, Mitchell, Rankin, Ryan, Schneider—8.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Reed, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—23.

Senator Sacket moved the previous question. The motion receiving a second, the main question was ordered by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Rankin, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—23.

Noes—Senators—Abert, Cavanagh, Davis, Hudd, Mitchell, Mumbrue, Reed, Ryan, Schneider, Williams—9.

Senator Fifield moved the previous question, on taking up the Assembly message.

Senator Rankin moved a

## CALL OF THE SENATE.

The call being sustained the roll was called, all Senators being present except Senator Hudd.

Senator Tate moved that further proceedings under the call be dispensed with.

Which motion prevailed by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—23.

Noes—Senators Abert, Cavanagh, Mitchell, Ryan, Schneider, Williams—6.

Senator Williams moved to adjourn.

Which motion was lost by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Hudd, Mitchell, Williams—6.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mumbrue, Rankin, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—27.

Senator Fifield moved the previous question, on suspending the rules.

It receiving a second, the main question was ordered by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Reed, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—24.

Noes—Senators Abert, Cavanagh, Davis, Mitchell, Mumbrue, Rankin, Schneider, Williams—8.

The question being, shall the Assembly message be now taken up, it was decided affirmatively by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—22.

Noes—Senators Mumbrue, Rankin, Schneider—3.

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#### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof.

MR. PRESIDENT: I am directed to inform you that the Assembly has adopted, and asks the concurrence of the Senate in

Jt. Res. No. 35, A.,

Instructing our members of congress to oppose all dilatory motions calculated to defeat the action of the electoral commission.

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#### ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 35, A.,

Senator Welch moved the previous question.

Senator Rankin moved

#### A CALL OF THE SENATE.

The call being seconded, the roll was called and all senators found to be present except Senators Cavanagh, Davis, Mitchell, Mumbrue and Williams.

Senator Fifield moved that further proceedings under the call be dispensed with.

Senator Rankin moved to adjourn,

Which motion was lost by the following vote:

Ayes—Senators Abert, Rankin, Reed, Schneider—4.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Wing—23.

Senator Fifield's motion to suspend further proceedings under the call then prevailed by the following vote:

Ayes—Senators Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Sacket, Schneider, Scott, Torrey, Treat, Van Schaick, Welch, Wing—20.

Noes—Senators Abert, Arnold, Rankin—3.

The resolution was then adopted.

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On motion of Senator Sacket,  
The Senate adjourned.

FRIDAY, MARCH 2, 1877.

The Senate met,  
The Lieutenant Governor presiding.  
Prayer by the Rev. C. H. Richards.

The roll was called and the following Senators responded to their names :

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Richardson, Ryan, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch, Williams, Wing.

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#### MEMORIALS PRESENTED AND REFERRED.

By Senator Richardson:

Mem. No. 105, S.,

Protest of the Board of Education of the city of Janesville, against the passage of Senate bill No. 215.

To Committee on Education.

By Senator Richardson:

Mem. No. 106, S.,

Protest of James Bintliff, J. J. R. Prase, Hiram Morrell, J. B. Whiting, and 454 other representative men of Rock county, against the passage of Senate bill No. 215.

To Committee on Education.

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#### RESOLUTIONS INTRODUCED.

By Senator Van Schaick

Res. No. 32, S.,

*Resolved*, That the Select Committee of the Senators of Milwaukee county, to whom was referred bill No. 100 A., be and are hereby directed to report back to the Senate the said bill during the session of this morning, so that the same may take its place in the General File.

The resolution was adopted by the following vote :

Ayes—Senators Arnold, Blair, Bones, Burrows, Downs, Farr,

27—S. J

Hathaway, Hiner, Richardson, Sacket, Scott, Tate, Treat, Van Schaick, Welch—16.

Noes—Senators Abert, Cavanagh, Davis, Fifield, Flint, Grimmer, Hudd, Mitchell, Mumbroe, Rankin, Reed, Ryan, Schneider, Williams—14.

By Senator Farr :

Jt. Res. No. 14, S.,

Relating to state suits for swamp lands.

WHEREAS, In section 2 of the act of Congress, approved March 2, 1855, (see vol. 10, U. S. Statutes at Large, page 634), which act was amendatory to the act approved September 28, 1850, entitled "an act to enable the State of Arkansas and other states to reclaim swamp lands within their limits," it was provided that upon due proof of the agent of the state or states before the commissioner of the general land office, that any lands purchased subsequent to the 28 of September, 1850, were swamp lands within the meaning of the swamp land act of September 28, 1850, the purchase money should be paid over to the state or states, and where the lands have been located by warrants or scrip, the said state or states should be authorized to locate a quantity of like amount upon any portion of the public lands subject to entry at \$1.25 per acre, or less, and patents shall issue therefor and upon the terms and conditions enumerated in the act aforesaid. And

WHEREAS, By act of Congress approved March 3, A. D. 1857, all lands that were swamp or overflowed, within the meaning of the swamp land act of September 28, 1850, which had not at that date been entered or pre-empted under the laws of Congress, were declared to be confirmed to the several states in which they were situated. Therefore all such lands in the State of Wisconsin are the property of the state; and

WHEREAS, A very large amount of the lands so confirmed to the State of Wisconsin have never been selected and claimed by the state, and since said confirmation to said State of Wisconsin have been entered at the United States land offices, and such entries are continuously being made and patents being issued upon such entries, to the great wrong and injury of the state; and

WHEREAS, A very large amount, both in money and scrip is now justly due this state as indemnity for lands sold by the General Government since said grants to the state, to which said land or a large part of it no proper claim or selection has been made by the state, and will be lost to the state unless properly attended to very soon and the proper proofs made and steps taken to protect the rights of the state. A very large amount has been entered with cash, but only forty-four thousand dollars has been thus far received by the state; therefore,

*Resolved by the Senate, the Assembly concurring:* That the governor of this state be authorized to appoint a state agent, whose duties it shall be to look after the general interests of the state growing out of the swamp land laws of September 28, 1850, and the amendments thereto; *provided*, this state agent shall receive such a per cent. in kind, upon the money, scrip, and land recovered, to the state as

commission or payment in full for his services and expenses in and about said claims, as shall be deemed by the governor as reasonable, and be agreed upon between the governor and said agent so appointed, and said agent shall not have any claim against the state for any services or expenses had in and about said swamp lands, except as commissions, as aforesaid provided.

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### REPORTS OF COMMITTEES.

The Committee on Incorporations and Public Improvements to whom was referred

No. 170, A.,

A bill to authorize Duncan and Taylor to maintain dams upon Silver Creek and its tributaries, in Lincoln and Taylor counties.

With recommendation that it be concurred in.

No. 179, A.,

A bill relating to the improvement of certain portions of the Embarrass river, and amendatory of chapter 249 of the laws of 1876.

No. 366, A.,

A bill relating to a dam across Little Wolf river, in Waupaca county, Wisconsin, and amendatory of section 4 of chapter 159 of the laws of 1873.

No. 370, A.,

A bill relating to a dam on Little Wolf river, in Waupaca county, and amendatory of section 4 of chapter 169 of laws of Wisconsin for 1875.

Have had the same under consideration and instructed me to report the same back without recommendation.

THOMAS B. SCOTT,  
*Chairman.*

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The Committee on Railroads to whom was referred

Mems. Nos. 15, 16, 17, 18, 19, S.,

Remonstrances against the exemption of the Wisconsin Central railroad lands from taxation; and

Mem. No. 61, S.,

Remonstrance against exempting the North Wisconsin lands from taxation; and

Mem. No. 20, S.,

Asking for exemption of Wisconsin Central lands from taxation; and

Mem. No. 24, S.,

In relation to railroads.

Respectfully report the same back.

A. FARR,  
*Chairman.*

The Committee on Agriculture, to whom was referred  
No. 190, A.,

A bill relating to and amendatory of section 1, chapter 38, laws of 1874, entitled "an act to ascertain annually the number of acres of the principal farm products of the state."

Have had the same under consideration, and report the same back with the recommendation that it be concurred in.

ALEX. W. ARNOLD,  
*Chairman.*

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The Committee on Roads and Bridges, to whom was referred  
No. 334, A.,

A bill to authorize John T. Kingston, John Smart, Wm. Woock, and their associates to build and maintain a bridge across the Wisconsin river, and authorizing certain towns to grant aid therefor.

Report the same back and recommend that it be concurred in.

GEO. GRIMMER,  
*Chairman.*

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The Committee on State Affairs to whom was referred  
No. 191, S.,

A bill to repeal chapter 341, of the local laws of 1867, and all acts amendatory thereof.

Have had the same under consideration and instruct me to report the same back without recommendation.

O. C. HATHAWAY,  
*Chairman.*

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The Committee on State Affairs to whom was referred  
The proposition of G. Y. Freeman,

Have had the same under consideration, and instruct me to report that, upon examination of the specimen referred to, they think it would be unwise for the state to purchase them at the price named. Would therefore recommend that further action on the same be indefinitely postponed.

O. C. HATHAWAY,  
*Chairman.*

The recommendation of the committee was adopted.

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The Committee on Railroads to whom was referred  
No. 202, S.,

A bill to amend section 1, chapter 121, general laws of 1856, entitled "an act concerning railroads."

Have had the same under consideration, and respectfully report the same back with the recommendation that it be indefinitely postponed.

A. FARR,  
*Chairman.*

## REPORTS OF SELECT COMMITTEES.

The Select Committee to whom was referred

No. 163, S.,

A bill to revise and amend the charter of the village of Waukesha.

Have considered the same, and ask leave to withdraw said bill from the Senate.

WM. BLAIR,  
*Committee.*

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The Select Committee to whom was referred

No. 272, A.,

A bill to amend chapter 59, of the laws of 1875, entitled "an act to incorporate the city of Oconomowoc.

Have considered the same and recommend that it be indefinitely postponed.

WM. BLAIR,  
*Committee.*

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The Select Committee to whom was referred

No. 181, S.,

A bill to amend section 1, chapter 360, laws of Wisconsin, 1876, entitled "an act to prevent the hunting of deer with dogs."

Have had the same under consideration, and report the same back with the recommendation that it do pass without opposition.

SAM. S. FIFIELD,  
*Committee.*

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The Select Committee to whom was referred

No. 22, S.,

A bill relating to the election and appointment of inspectors of elections.

Has had the same under consideration and report it back with the recommendation that it be indefinitely postponed.

R. J. FLINT,  
*Committee.*

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The Select Committee, to whom was referred

No. 137, S.,

A bill to prevent the adulteration of food.

Respectfully report the same back to the Senate and recommend that it be indefinitely postponed.

A. FARR,  
*Committee.*



The Select Committee, to whom was referred  
No. 47, S.,

A bill to appropriate a certain sum of money.

Has had the same under consideration, and report the same  
back without recommendation.

D. E. WELCH,  
*Committee.*

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The Special Committee, to whom was referred

No. 337, A.,

A bill to regulate fees in settlement of particular estates, in the  
county court of Milwaukee county, in probate.

Respectfully report the same back to the Senate, with the  
recommendation that the same be concurred in.

No. 365, A.,

A bill amendatory of and supplementary to the charter of the  
city of Milwaukee.

And report the same back to the Senate with the recommenda-  
tion that it be indefinitely postponed.

Senator Abert dissenting as to the recommendation as to bill  
No. 365, A.

I. W. VAN SCHAICK,  
*Chairman.*

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The Select Committee to whom was referred

No. 98, S.,

A bill to amend subdivision 5, section 11, chapter 119, general  
laws 1872, entitled "an act in relation to railroads and the organ-  
ization of railroad companies."

Respectfully report the same back to the Senate, and recom-  
mend the same be indefinitely postponed.

A. FARR,  
*Chairman.*

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### EXECUTIVE MESSAGE.

*The Honorable, the Senate :*

The following entitled bills, memorials and joint resolutions,  
originating in the Senate, have severally received the executive ap-  
proval and have been deposited in the office of the secretary of  
state :

No. 252, S.,

An act to appropriate a sum of money therein named to A. E.  
Elmore and others, for services rendered under joint resolution No.  
13, session of 1876.

No. 112, S.,

An act to amend chapter 41, of the laws of 1873, entitled "an  
act to amend chapter 224, of the private and local laws of 1871,  
entitled 'an act to consolidate and amend the act to incorporate

the city of Beaver Dam, and the several acts amendatory thereof.”

No. 184, S.,

An act to amend an act entitled “an act to organize a union school district in the village and town of Monroe, in the county of Green.

No. 160, S.,

An act to authorize the trustees, managers, and directors of the state charitable, penal, or benevolent institutions to require their treasurer or other person having money or property of said institution in their possession, to give bonds.

No. 100, S.,

An act to appropriate to the superintendent of public property a sum of money therein named, for the use of the state.

No. 108, S.,

An act to fix the times for holding the terms of the circuit court in the county of Kenosha.

No. 207, S.,

An act to authorize the governor to designate a circuit judge to hold court in any circuit where a vacancy exists in the office of circuit judge.

M. C. No. 4, S.,

Memorial to congress for an appropriation to aid in a survey of the St. Croix river, Wisconsin.

No. 59, S.,

An act to amend section 22, of chapter 144, of the general laws of 1872, relating to the organization of corporations for manufacturing and other purposes.

No. 125, S.,

An act relating to assaults with intent to do great bodily harm, and to prescribe the punishment therefor.

No. 86, S.

An act for the preservation of fish in lakes Winnebago, Butte des Morts, Winneconne, Poygan, and Little Lake Butte des Morts, and the waters of Fox river between Little Lake Butte des Morts and the mouth of Wolf river and lake Winneconne.

No. 145, S.,

An act to authorize the commissioners of school and university lands to loan a portion of its trust funds to the town of Pine Valley, in the county of Clark, Wisconsin.

M. C. No. 1, S.,

Memorial to Congress for increased mail service in the northern portion of Sauk county.

No. 77. S.,

An act in relation to judgments.

No. 206, S.,

An act authorizing the farm mortgage land commissioners appointed under chapter 446 of the private and local laws of 1868, to extend the benefits of said act to certain other parties equitably entitled thereto.

No. 190, S.,

An act to amend sections 6 and 8, chapter 93 of the general

laws of 1870, entitled "an act for the improvement and raising of stock."

No. 110, S.,

An act relating to apportioning the bonded indebtedness of the town of Jefferson, in Jefferson county, and amendatory of section 2, of chapter 12, laws of 1874.

No. 99, S.,

An act to amend section 1, of chapter 92, of the laws of 1876, entitled "an act for the preservation of duck and other fowl."

Jt. Res. No. 5, S.,

Ratifying and agreeing to joint resolution No. 7, adopted by the legislature of 1876, proposing an amendment to section 2, article VIII., of the constitution of this state.

M. C. No. 3, S.,

Memorial to congress for right of way and a grant of land for railroad purposes, to aid in building a road through Northern Wisconsin.

HARRISON LUDINGTON,  
*Governor.*

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#### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed and asks the concurrence of the Senate in

No. 383, A.,

A bill relating to common schools, and amendatory of chapter 315, of the general laws of 1875.

No. 452, A.,

A bill to revise, consolidate and amend the charter of the city of Stevens Point, approved May 17, 1868, and the several acts amendatory thereof.

And has adopted and asks the concurrence of the Senate in

Jt. Res., No. 36, A.,

Instructing the quartermaster general to fire a salute of 100 guns in honor of the peaceful solution of the presidential question.

And has passed, and asks the concurrence of the Senate in

No. 298, A.,

A bill to require Christian Burkhardt, his heirs and assigns, to sluice logs through a certain dam on Willow river, now owned by him, and to authorize the collection of tolls for such sluicing.

M. C. No. 12, A.,

To Congress for a survey of Wolf river, from lake Poygan to the mouth of Red river.

No. 373, A.,

A bill to detach a portion of the city of Neenah and attach the same to the city of Menasha.

No. 318, A.,

A bill relating to the charter of the city of Menasha, and amendatory of chapter 127 of the laws of 1874, and chapter 343 of the laws of 1875.

No. 177, A.,

A bill to improve Cunningham creek, in Clark county, Wisconsin, and to grant to Chauncey Blakeslee, his successors or assigns, certain powers and privileges therein named.

No. 425, A.,

A bill to authorize the county board of supervisors of the county of Adams to sell and dispose of all the lands owned by said county for the purposes therein set forth.

No. 178, A.,

A bill to extend the time for the construction of the North Wisconsin Railway, and to waive the forfeiture therein referred to.

No. 389, A.,

A bill to amend section 1 of chapter 303 of the general laws of 1873, entitled "an act to amend chapter 58, of the Revised Statutes," and the act amendatory thereto, entitled "of weights and measures."

No. 265, A.,

A bill to authorize James Hewitt to maintain a dam across Wedge's Creek, in Clark county, Wisconsin.

And has concurred in

No. 33, S.,

A bill relating to the Namakagon and Totogatic Dam Company, and amendatory of chapter 452 of private and local laws of Wisconsin for 1869, and the several acts amendatory thereof.

No. 210, S.,

A bill concerning town boards of review.

And has amended, and concurred in as amended,

No. 52, S.,

A bill to provide for the protection of game in the county of Burnett.

And has concurred in

No. 32, S.,

A bill to provide for the publication of the transactions of the Wisconsin Dairymen's Association.

No. 124, S.,

A bill appointing four trustees for the Galesville University, and authorizing the General Assembly of the Presbyterian Church in the United States of America, to appoint eight trustees therefor, also repealing section one (1), of chapter eleven (11), of the private and local laws of 1862, and chapter 259, of the private and local laws of 1870.

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#### ASSEMBLY MESSAGE CONSIDERED.

Nos. 452, 298, 373, 318, 177, 265, M. C. No. 12, A.,

Were referred to Committee on Incorporations.

No. 383, A.,

Was referred to Committee on Education.

No 178, A.,

Was referred to Committee on Railroads.

No. 389, A.,  
Was referred to Committee on Agriculture.  
No. 425, A.,  
Was referred to Committee on Public Lands.  
The Senate refused to concur in the Assembly amendments to  
No. 185, A.  
Jt. Res. No. 36, A.  
Senator Hiner moved to lay the resolution on the table.  
Which motion prevailed.  
The Assembly amendments to No. 210, S., were concurred in.

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Senator Rankin moved that No. 5, A., be recalled from the Assembly for further consideration.

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#### BILLS READY FOR A THIRD READING.

No. 60, S.,  
A bill to legalize the organization of school district No. 2, in the town of Little Wolf, Waupaca county.

No. 186, S.,  
A bill in relation to the county and state canvass of votes.

No. 197, S.,  
A bill relating to the Sturgeon Bay and Lake Michigan Ship Canal, and to amend chapter 365, of the private and local laws of 1864, entitled "an act to incorporate the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company," approved April 2, 1864.

No. 261, S.,  
A bill to legalize the acts of of joint district No. 4, of the city and town of Manitowoc.

Were severally read a third time and passed.

Jt. Res. No. 15, A.,  
Joint Resolution asking Congress to make an appropriation to construct a light-house at the mouth of the harbor of Menomonee.

M. C. No. 8, A.,  
To Congress for the establishment of a mail route from Friendship, in the county of Adams, to Liberty Bluff, in the county of Marquette.

M. C. No. 11, A.,  
To Congress for mail service, from Eau Claire to Rice Lake, in Barron county.

M. C. No. 9, A.,  
To Congress, to provide fish ways to dams on Fox River.  
Were severally ordered to a third reading.

No. 11, A.,  
A bill to legalize the tax roll of the town of Kinnikinnic, in St. Croix county.

No. 75, A.,

A bill to repeal chapter 27, of the general laws of 1875, entitled "an act to amend chapter 423, private and local laws of 1871, entitled 'an act to authorize the county clerk of Door county to make and keep an abstract of tax sales, deeds and redemptions in said county and to revise said chapter 423.'"

No. 150, A.,

A bill to legalize the acts of the supervisors of Star Prairie, St. Croix county.

No. 155, A.,

A bill relating to evidence.

No. 169, A.,

A bill in relation to exchange of laws, documents, and Supreme Court reports of this state.

No. 195, A.,

A bill relating to the organization of corporations for manufacturing and other purposes, and amendatory of section 12, of chapter 144, of the general laws of 1872.

No. 171, A.,

A bill to amend chapter 164, of the laws of 1873, entitled "an act to incorporate the city of Fort Howard," approved March 14, 1873.

No. 226, A.,

A bill in relation to the settlement of estates when the county judge is incapacitated, and to amend section 6, of chapter 117, of the Revised Statutes.

No. 250, A.,

A bill relating to drainage in the city of Manitowoc, and amendatory of section 7, of chapter 228, of the laws of Wisconsin for 1875.

No. 253, A.,

A bill relating to costs and fees, and amendatory of sections 1 and 4, chapter 133, Revised Statutes, and the several acts amendatory thereof.

No. 255, A.,

A bill relating to actions and proceedings by non-resident guardians, and amendatory of section 1, of chapter 73, general laws of 1871.

No. 259, A.,

A bill relating to town insurance companies, to legalize the action of the Farmers' Mutual Fire Insurance Company of the towns of Troy and East Troy, of the county of Walworth.

No. 269, A.,

A bill to amend section 32, of chapter 130, of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

No. 285, A.,

A bill to amend section one of chapter 299 of the laws of 1873, entitled "an act to amend chapter 56, general laws of 1870, entitled 'an act to provide for the incorporation and government of fire and inland navigation insurance companies.'"

No. 333, A.,

A bill to authorize the county board of supervisors of the county of Clark to levy and collect a tax for the purpose of building roads in Clark county.

No. 379, A.,

A bill to amend an act to incorporate the State Firemen's Association of Wisconsin.

No. 388, A.,

A bill to legalize the tax roll of the town of Marietta, in Crawford county.

No. 413, A.,

A bill relating to the catching of fish in Pecatonica river and its tributaries, in Lafayette county.

No. 417, A.,

A bill relating to the Supreme Court, and amendatory of chapter 284 of the laws of 1876.

Were severally read a third time and concurred in.

No. 63, A.,

A bill relating to attorneys' fees in justice courts, and amendatory of section 1, of chapter 96, of the laws of 1876.

Was read a third time and concurred in by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Downs, Fifield, Hiner, Hudd, Mitchell, Richardson, Scott, Wing—13.

Noes—Senators Abert, Cavanagh, Flint, Grimmer, Hathaway, Ryan, Sacket, Schneider, Tate, Torrey, Welch—11.

No. 180, A.,

A bill to appropriate a sum of money to the governor for the benefit of the state library, and to repeal chapter 21, general laws of 1864, and sections one and eight of chapter 26, of Revised Statutes.

Was read a third time and concurred in by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Davis, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Sacket, Scott, Tate, Torrey, Van Schaik, Wing—21.

Noes—Senators Cavanagh, Mumbrue, Richardson, Ryan, Schneider—5.

No. 199, S.,

A bill to appropriate to the Cadle Home, of Green Bay, five hundred dollars.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Fifield, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Sacket, Schneider, Scott, Torrey, Wing—16.

Noes—Senators Arnold, Barden, Blair, Bones, Douglas, Downs, Farr, Flint, Grimmer, Hathaway, Richardson, Tate, Treat, Van Schaick, Welch—15.

No. 205, S.,

A bill to appropriate to St. Luke's Hospital of Racine, five hundred dollars.

The Senate refused to pass the bill by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Schneider, Scott—12.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Richardson, Tate, Torrey, Van Schaick, Welch, Wing—18.

No. 216, S.,

A bill to appropriate a sum of money therein named to the Fond du Lac Relief Society, for the purpose of maintaining a Home for the Friendless.

The Senate refused to pass, by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Schneider, Scott, Torrey, Wing—14.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Richardson, Sacket, Tate, Van Schaick, Welch—17.

No. 217, S.,

A bill to appropriate a sum of money therein named to the Sisters of Mercy Orphan Asylum, of Fond du Lac.

The Senate refused to pass the bill by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Schneider, Scott, Wing—13.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Richardson, Sacket, Tate, Torrey, Van Schaick, Welch—18.

No. 218, S.,

A bill to appropriate to the St. Frances Orphan Asylum for girls, of the city of La Crosse, and to the St. Michael's Asylum for boys, of the city of La Crosse, the sums of money therein named.

The Senate refused to pass the bill by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Fifield, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Schneider, Scott, Wing—14.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Flint, Grimmer, Hathaway, Richardson, Sacket, Tate, Torrey, Van Schaick, Welch—17.

No. 219, S.,

A bill to appropriate to the St. Æmelianus Orphan Asylum, of Milwaukee, a sum of money therein named.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Arnold, Cavanagh, Davis, Downs, Farr, Fifield, Flint, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Wing—20.

Noes—Senators Barden, Blair, Bones, Burrows, Douglas, Grimmer, Hathaway, Richardson, Van Schaick, Welch—10.

No. 220, S.,

A bill to appropriate to the Milwaukee Industrial School a sum of money therein named.

The Senate refused to pass the bill by the following vote:

Ayes—Senators, Abert, Cavanagh, Davis, Fifield, Flint, Hudd,



Mitchell, Mumbroe, Rankin, Reed, Ryan, Sacket, Schneider, Scott—14.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Grimmer, Hathaway, Richardson, Tate, Torrey, Van Schaick, Welch—15.

No. 221, S.,

A bill to appropriate to the St. Rose Asylum of Milwaukee, a sum of money therein named.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Fifield, Flint, Hudd, Mitchell, Mumbroe, Rankin, Reed, Ryan, Sacket, Schneider, Scott, Wing—15.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Grimmer, Hathaway, Richardson, Tate, Torrey, Van Schaick, Welch—15.

The president voting aye.

No. 222, S.,

A bill to appropriate to the St. Joseph's Orphan Asylum, of Milwaukee, a sum of money therein named.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Fifield, Flint, Hudd, Mitchell, Mumbroe, Rankin, Reed, Ryan, Sacket, Schneider, Scott, Torrey—15.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Grimmer, Hathaway, Richardson, Tate, Van Schaick, Welch—14.

No. 223, S.,

A bill to appropriate to the Orphan's Association, of Milwaukee, a sum of money therein named.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Fifield, Flint, Hudd, Mitchell, Mumbroe, Rankin, Reed, Ryan, Sacket, Schneider, Scott, Torrey—15.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Grimmer, Hathaway, Richardson, Tate, Van Schaick, Welch—14.

No. 224, S.,

A bill to appropriate to the Home of the Friendless, at Milwaukee, a sum of money therein named.

Was read a third time, and passed by the following vote:

Ayes—Senators Abert, Arnold, Cavanagh, Davis, Fifield, Flint, Hudd, Mitchell, Mumbroe, Rankin, Reed, Ryan, Sacket, Schneider, Scott, Tate, Torrey—17.

Noes—Senators Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Grimmer, Hathaway, Richardson, Welch—11.

No. 225, S.,

A bill to appropriate to the St. Nazian's Society of the county of Manitowoc a sum of money therein named.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Fifield, Flint, Hudd,

Mitchell, Mumbrue, Rankin, Reed, Ryan, Sacket, Schneider, Scott, Torrey—15.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Grimmer, Hathaway, Richardson, Tate, Van Schaick, Welch—14.

No. 211, S.,

A bill to appropriate to the Northern Wisconsin Agricultural and Mechanical Association a sum of money therein named.

Was read a third time and passed by the following vote :

Ayes—Senators Abert, Arnold, Blair, Cavanagh, Davis, Fifield, Flint, Grimmer, Hathaway, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Sacket, Schneider, Scott, Torrey, Van Schaick—20.

Noes—Senators Barden, Bones, Burrows, Douglas, Downs, Farr, Richardson, Tate—8.

No. 101, S.,

A bill to supply the state capitol with water, and protect it from fire.

Was read a third time and passed by the following vote :

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Reed, Richardson, Sacket, Scott, Tate, Torrey, Van Schaick, Welch—26.

Senator Burrows moved that the vote by which the Senate refused to pass No. 220, S., be reconsidered. The ayes and noes being demanded, the motion prevailed by the following vote :

Ayes—Senators Abert, Burrows, Cavanagh, Davis, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Van Schaick, Wing—23.

Noes—Senators Arnold, Barden, Blair, Bones, Douglas, Farr, Richardson, Welch—8.

The bill was then read a third time and passed by the following vote :

Ayes—Senators Abert, Cavanagh, Davis, Downs, Fifield, Flint, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Schneider, Scott, Tate, Torrey, Wing—18.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Farr, Grimmer, Hathaway, Richardson, Welch—11.

Senator Flint moved that the vote by which the Senate refused to pass No. 218, S., be reconsidered.

The ayes and noes being demanded, the motion prevailed by the following vote :

Ayes—Senators Abert, Cavanagh, Davis, Fifield, Flint, Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Schneider, Van Schaick, Wing—14.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Downs, Farr, Grimmer, Hathaway, Hiner, Richardson, Welch—12.

The bill was then read a third time, and passed by the following vote :

Ayes—Senators Abert, Cavanagh, Davis, Fifield, Flint, Hiner,

Hudd, Mitchell, Mumbrue, Rankin, Reed, Ryan, Schneider, Wing—14.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Downs, Farr, Grimmer, Hathaway, Richardson, Tate, Van Schaick, Welch—13.

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Senator Sacket moved that when the Senate adjourn, it be until 7:30 p. m., this evening.

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### BILLS ON THEIR THIRD READING.

No. 92, A.,

A bill relating to foreclosure sales, and amendatory of section 2 of chapter 299, of the general laws of 1863.

No. 227, A.,

A bill relating to costs and fees, and amending section 33 of chapter 133 of the Revised Statutes, entitled "of costs and fees."

No. 116, A.,

A bill to amend chapter 72 of the private and local laws of 1870, entitled "an act to enable the city of Watertown to settle its railroad debt.

No. 375, A.,

A bill to declare warehouse receipts negotiable.

No. 339, A.,

A bill to facilitate the more perfect execution of trusts in certain cases.

Were severally ordered to a third reading.

The amendments to

No. 32, A.,

A bill to regulate the practice in certain cases.

No. 291, A.,

A bill to authorize the common council of the city of Watertown to levy a special tax to pay for engines, engine house, and bridge building.

No. 322, A.,

A bill relating to the size of the mesh used in trap or pound nets.

No. 441, A.,

A bill to require service of notice of application for tax deeds in certain cases.

Were adopted and the bills ordered to a third reading.

No. 312, A.

A bill to donate the cereals and other centennial exhibits made by the state to the State Agricultural Society.

Senator Rankin moved to indefinitely postpone the bill.

Which motion was lost and the bill ordered to a third reading.

No. 151, A.,

A bill relating to the protection of insect-devouring birds, and amendatory of chapter 178, general laws of 1869.

Senator Wing offered the following amendment:

Strike out of section one, "or any other insect-eating bird."

The amendment was lost.

Senator Wing then moved that the bill be indefinitely postponed.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Flint, Hathaway, Hiner, Hudd, Rankin, Reed, Richardson, Wing—8.

Noes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Downs, Farr, Grimmer, Ryan, Schneider, Scott, Tate, Torrey, Van Schaick, Welch—18.

The bill was then ordered to a third reading.

No. 286, A.,

A bill relating to the capital of fire and inland navigation insurance companies of other states and of foreign governments desiring to transact business in this state.

The Senate refused to order the bill to a third reading.

No. 436, A.,

A bill to provide for the letting of the official printing of Milwaukee county.

Senator Abert moved to refer the bill to the Committee on Printing.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Abert, Cavanagh, Fifield, Flint, Hudd, Mumbrue, Rankin, Reed, Ryan, Schneider—10.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Davis, Downs, Farr, Grimmer, Hathaway, Hiner, Richardson, Sackett, Scott, Tate, Torrey, Van Schaick, Welch—18.

The Senate refused to indefinitely postpone the bill, and it was ordered to a third reading.

No. 215, S.,

A bill to cheapen the cost of supporting the common schools of the state.

Was recommitted to a Select Committee, consisting of Senator Barden.

No. 210, A.,

A bill to guard against the abuse of the elective franchise, and to preserve the purity of elections by regulating the appointment of inspectors of elections, and requiring a registration of electors in certain cases, and to repeal chapter 445, of the laws of 1864, chapter 296, of the laws of 1865, chapter 126, of the laws of 1866, chapter 134, of the laws of 1871, chapter 132, of the laws of 1875, chapter 302, of the laws of 1876, and amendatory of certain city and village charters therein referred to.

Was made the special order for 7:30 o'clock this evening.

28—s j

## REPORTS OF COMMITTEES.

The Committee on Enrolled Bills have examined and find correctly enrolled the following bills :

No. 49, S.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Polk.

No. 136, S.,

A bill relating to the trial of certain criminal cases.

No. 168, S.,

A bill to amend an act entitled an act to amend chapter 262, of the laws of 1875, and to amend an act entitled an act to revise, consolidate and amend an act to incorporate the city of Green Bay, and the several acts amendatory thereof, approved March 8, 1875.

No. 182, S.,

A bill relating to loans of school and university trust funds to school districts, and amendatory of section 5, chapter 42 of the general laws of 1871.

No. 134, S.,

A bill concerning the acknowledgment of certain deeds.

No. 132, S.,

A bill to lay out and establish a state road, from the town of Hancock, Waushara county, to the town of Strong's Prairie in Adams county.

No. 105, S.,

A bill relating to issuing tax deeds upon certain lands sold for taxes, in Jackson county, but now Wood county.

No. 11, S.,

A bill relating to cemetery associations.

No. 170, S.,

A bill to empower the board of trustees of any incorporated village, or the common council of any city, to prescribe the duties and qualifications of street commissioners.

No. 83, S.,

A bill relating to the foreclosure of mortgages and amendatory of chapter 145 of the Revised Statutes, entitled "of actions for the foreclosure of a mortgage," and the acts amendatory thereof.

No. 68, S.,

A bill to legalize the acts of the Waukesha County Agricultural Society.

No. 129, S.,

A bill to authorize the town of Ahnapee to build and maintain a bridge across Ahnapee river.

No. 67, S.,

A bill to amend section 6, of chapter 165, of the laws of Wisconsin of 1874, entitled "an act to secure the safe navigation of the Wisconsin river."

No. 102, S.,

A bill to amend and add to an act entitled "an act to consolidate chapter 49, of the private and local laws of 1855, entitled 'an

act to incorporate the village of Madison into a separate school district,' and all acts amendatory thereof," being chapter 203, of the private and local laws of 1867.

THOS. A. BONES,  
*Chairman.*

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On motion of Senator Rankin,  
The Senate took a recess until 7:30 o'clock this evening.

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7:30 P. M.

The Senate met,  
The Lieutenant Governor presiding.

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### REPORTS OF COMMITTEES.

The Committee on Judiciary to whom was referred  
No. 2, A.,

A bill relating to hawkers and peddlers, and amendatory of chapter 72, of the laws of 1870, as amended by chapter 395, of the laws of 1876.

Respectfully report that they have had the same under consideration, and have instructed me to report the same back to the Senate with an amendment in the form of a substitute, and recommend the passage of the substitute.

L. W. BARDEN,  
*Chairman.*

Senators Burrows and Barden dissenting.

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The Committee on Judiciary to whom was referred  
No. 31, A.,

A bill to prevent the commission of waste upon lands upon which tax certificates are outstanding and unpaid,

Respectfully report the same back with the recommendation that it be indefinitely postponed.

L. W. BARDEN,  
*Chairman.*

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The Committee on Finance, having had under consideration the finances of the state, would respectfully submit the following estimates of receipts and expenditures for the year 1878, and would also report a bill for the levy of a state tax for the present year.

It is thought proper to add that in the estimates of expenditures

are included appropriations made by the present legislature in excess of the estimates on which the last state tax was based.

In addition to the direct levy contemplated by the bill referred to, there is also to be levied annually, in accordance with the provisions of chapter 117, of the laws of 1876, a tax of one-tenth of one mill, for each dollar of the assessed valuation of the property of the state for the support of the university.

J. B. TREAT,  
*Chairman.*

#### EXPENDITURES.

##### 1. *Salaries and Permanent Appropriations.*

Governor's office.....	\$6,600 00
Lieutenant Governor.....	1,000 00
Secretary of State's office.....	7,000 00
State Treasurer's office.....	7,000 00
Attorney General's office.....	8,600 00
State Superintendent's office.....	5,700 00
Superintendent of Public Property's office.....	2,000 00
State Library and Librarian.....	2,100 00
Supreme Court salaries.....	15,000 00
Circuit Court salaries.....	88,000 00
Supreme Court Reporter.....	1,000 00
State Historical Society.....	7,800 00
Supreme Court Reports.....	13,000 00
Railroad Commissioners and clerk.....	5,000 00
	<hr/>
	114,800 00

##### 2. *Legislative Expenses.*

Salaries of members.....	46,975 00
Mileage of members.....	8,400 00
Officers and employes.....	22,000 00
Printing and other incidentals, including paper.....	20,000 00
	<hr/>
	92,375 00

##### 3. *Interest.*

Interest on State debt, .....	157,700 00
Interest on School Fund,.....	7,088 36
	<hr/>
	164,788 36

##### 4. *State Prison and Charitable Institutions.*

State Prison.....	28,000 00
Wisconsin Hospital for the Insane.....	60,000 00
Northern Hospital for the Insane.....	70,000 00
Institute for the Blind .....	25,000 00
Institute for the Deaf and Dumb.....	35,000 00
Industrial School for Boys.....	30,000 00
Supporting orphans in Normal Schools.....	2,000 00
Institute for Blind, appropriation by chapter 342, 1876, .....	80,000 00
	<hr/>
	280,000 00

*Appropriations in 1877 in excess of estimates:*

State Prison.....	\$10,000
Industrial School for Boys.....	32,000
Northern Hospital for the Insane.....	12,000
Legal Expenses.....	2,500
Legislative Manual.....	4,000
	<hr/>
	60,500

5. *Clerks and Employees.*

Secretary of state's office.....	10,500 00
Treasurer's office.....	6,800 00
Land office.....	12,000 00
Supreme Court.....	1,900 00
Janitors and messengers.....	8,000 00
Laborers, engineers, and firemen.....	9,000 00
Clerks protecting state lands.....	6,000 00
	<hr/>
	54,200 00

6. *Miscellaneous.*

Printing under contract, and purchase of paper.....	30,000 00
Advertising and publishing laws.....	18,000 00
Stationery.....	7,500 00
State and county agricultural societies.....	10,000 00
Gas and fuel.....	12,000 00
Postage.....	4,500 00
Bounties on wild animals.....	7,000 00
Contingent expenses and appropriations.....	60,000 00
Printing geological report.....	13,000 00
	<hr/>
	162,000 00

Total expenditures..... 928,668 36

## RECEIPTS.

Railway companies, licenses.....	\$400,000 00
Insurance companies, taxes and licenses.....	65,000 00
Telegraph and plank roads.....	2,400 00
Hawkers' and peddlers' licenses.....	9,000 00
Tax on suits.....	3,800 00
Miscellaneous.....	20,000 00

## Taxes authorized by existing laws—

Interest on the state debt.....	157,500 00	.....
Interest on the school fund.....	7,088 36	.....
	<hr/>	164,588 36

Total receipts..... 664,788 36

Balance to be provided for by the present legislature..... 268,875 00

Said bill became

No. 262, S.,

A bill to provide for levying a state tax for the year 1877.



On motion of Senator Treat,

The rules were suspended and the bill was read a third time and passed by the following vote :

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Rankin, Ryan, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch—26.

The Committee on Banks, Banking and Insurance to whom was referred

No. 439, A.,

A bill to appropriate to Henry Fink a sum of money therein named.

Have had the same under consideration, and respectfully report the same back to the Senate, and recommend it do pass.

No. 438, A.,

A bill to appropriate to Peter Salentine a sum of money therein named.

Respectfully report the same back with an amendment, and recommend it do pass when so amended.

J. B. TREAT,  
*Chairman.*

Senator Mitchell dissenting as to the amendment by the committee.

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The Committee on Agriculture to whom was referred

No. 389, A.,

A bill to amend section 1, of chapter 303, of the general laws of 1873, entitled "an act to amend chapter 58, of the Revised Statutes, and the act amendatory thereto, entitled 'of weights and measures.'"

Has had the same under consideration, and report the same back without recommendation.

ALEX. A. ARNOLD,  
*Chairman.*

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The Joint Committee on Claims had under consideration

No. 213, S.,

A bill to appropriate a sum of money therein named, for improving the bridge across Buffalo lake, in Marquette county,

And report the same back without recommendation.

No. 453, A.,

A bill to provide for the appointment of five commissioners, who shall furnish to the next legislature certain information.

And report same back with an amendment, and recommend passage when so amended.

D. E. WELCH,  
*Chairman.*

The Committee on Railroads to whom was referred

No. 178, A.,

A bill to extend the time for the construction of the North Wisconsin Railway, and to waive the forfeiture therein referred to.

Respectfully report the same back to the Senate and recommend the same be concurred in.

A. FARR,  
*Chairman.*

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The Committee on State Affairs to whom was referred

No. 357, A.,

A bill relating to the protection of the capitol and the capitol park, in the city of Madison, and amendatory of section 3 of chapter 117 of the laws of 1870.

Have had the same under consideration and instruct me to report the same back and recommend that it be concurred in.

O. C. HATHAWAY,  
*Chairman.*

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The Committee on Incorporations and Public Improvements, to whom was referred

No. 452, A.,

A bill to revise and consolidate the charter of the city of Stevens Point, approved May 17, 1858, and the several acts amendatory thereof.

No. 177, A.,

A bill to improve the Cunningham Creek, in Clark county, Wisconsin, and to grant to Chauncey Blakeslee, his successors or assigns, certain powers and privileges therein named.

No. 265, A.,

A bill to authorize James Hewitt to maintain a dam across Wedge's Creek, in Clark county, Wisconsin.

No. 298, A.,

A bill to require Christian Burkhart, his heirs and assigns, to sluice logs through a certain dam on Willow Creek, now owned by him, and to authorize the collection of tolls for such sluicing.

No. 318, A.,

A bill to amend chapter 127 of the laws of 1874, entitled "an act to incorporate the city of Menasha, and as amended by chapter 343 of the laws of 1875.

No. 373, A.,

A bill to authorize the town of Menasha, in the county of Winnebago, to take up and liquidate its bonded indebtedness.

Have had the same under consideration, and instructed me to report said several bills back and recommend concurrence.

M. C. No. 12, A.,

Memorial to Congress for a survey of Wolf river from Lake Poygan to the mouth of Red river.

Without recommendation.

THOMAS B. SCOTT,  
*Chairman.*

## REPORTS OF SELECT COMMITTEES.

The Select Committee to whom was referred  
No. 79, S.,  
A bill relating to the compensation of clerks of circuit courts.  
Report the same back without recommendation.

M. P. WING,  
*Committee.*

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The Select Committee to whom was referred  
No. 215, S.,  
A bill to cheapen the cost of supporting the schools of the  
state.  
Respectfuly report the same back to the Senate with amend-  
ment.

L. W. BARDEN,  
*Committee.*

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## BILLS ON THEIR THIRD READING.

No. 14, A.,  
A bill to amend section 2 of chapter 344 of the general laws of  
1876, entitled "an act to codify and consolidate all laws in rela-  
tion to town insurance companies."

No. 73, A.,  
A bill relating to the preservation of game, and amendatory of  
section 1, of chapter 121, of the laws of 1874.

No. 96, A.,  
A bill relating to the appointment of fire wardens in certain  
cases, and amendatory of chapter 27, of the general laws of this  
state for the year 1874.

No. 139, A.,  
A bill to prevent certain officers and teachers from acting as  
agents of school books.

No. 158, A.,  
A bill for the preservation of fish in the waters of Rock river and  
Hustisford mill pond, in Dodge county.

No. 160, A.,  
A bill to amend section 1 of chapter 145 of the laws of 1874, en-  
titled "an act to amend sections 1 and 3 of chapter 275 of the pri-  
vate and local laws of 1869, entitled 'an act for the preservation of  
fish in Big Green and Little Green lakes.'"

No. 172, A.,  
A bill to extend the benefits of the public schools, and promote  
the fitness of many foreigners for citizenship.

No. 249, A.,  
A bill relating to the board of equalization of the city of Mani-  
towoc, and amendatory of section 4, chapter 275, private and lo-  
cal laws of 1870, entitled "an act to incorporate the city of Mani-  
towoc."

No. 262, A.,

A bill to authorize the city of Racine to levy a special tax.

No. 276, A.,

A bill to provide for the purchase of 250 copies of Webster's dictionary.

No. 319, A.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the city of Neenah.

No. 321, A.,

A bill to change the time for holding the general terms of the circuit court in Walworth county.

No. 328, A.,

A bill to amend section 100, of chapter 18, of the Revised Statutes, concerning the collection of delinquent personal property tax.

No. 359, A.,

A bill relating to the right of way of railroads, and amendatory of section 16, chapter 119, of the general laws of 1872.

No. 422, A.,

A bill to amend chapter 47, of the general laws of 1871, entitled "an act to amend chapter 107, of the private and local laws of 1867, entitled 'an act to authorize the appointment of phonographic reporters in the circuit court of the counties of Milwaukee and Kenosha.' "

No. 431, A.,

A bill to legalize certain acts of the board of supervisors of Manitowoc county, Wisconsin.

No. 440, A.,

A bill to regulate the bringing of actions for penalties, and appeals therein.

No. 444, A.,

A bill relating to the preservation of fish in Sugar river.

The amendments to

No. 18, A.,

A bill to amend the city charter of the city of Fond du Lac, and to repeal sections 12 and 15 of chapter 5 of chapter 59 of the private and local laws of 1868, of chapter 474 of the private and local laws of the year 1871, and all acts amendatory thereof.

No. 37, A.,

A bill relating to village cemeteries.

No. 192, A.,

A bill to appropriate a sum of money therein named, to pay for chaplain service in the legislature, for the year 1877.

No. 416, A.,

A bill to authorize Chippewa county, in this state, to issue bonds for a certain purpose.

No. 427, A.,

A bill to amend sub-division 10, of section 11, of chapter 119, of

the general laws of 1872, entitled "an act in relation to railroads and the organization of railroad companies."

No. 443, A.,

A bill to amend section 3, of chapter 121, of the laws of 1868, as amended by chapter 54, laws of 1871.

Were adopted, and the bills were ordered to a third reading.

No. 231, A.,

A bill to amend chapter 364 of the laws of 1876, entitled "an act in relation to sheriff's fees."

Senator Van Schaick offered the following amendment:

Amend section one by adding thereto at the end of said section, as follows:

*Provided*, however, that said sheriff or his deputies shall be entitled to actual traveling expenses incurred when in the discharge of his or their official duties beyond the corporate limits of the city of Milwaukee. Said sheriff shall render an itemized account of such expenses to the board of supervisors of the county of Milwaukee, and after said board of supervisors shall have audited such account, the same shall be paid out of the county treasury of said county, in the same manner as other accounts are paid.

The amendment was adopted, and the bill was ordered to a third reading.

No. 136, A.,

A bill relating to the invention and successful use of steam and other mechanical agents on highways, and amendatory of chapter 135 of the laws of 1875, as amended by chapter 182 of the laws of 1876.

Senator Richardson moved to recommit the bill to the Committee on Claims.

The motion was lost.

The amendments were adopted, and the bill was ordered to a third reading.

No. 384, A.,

A bill to amend section 2, of chapter 329, of the laws of 1874, entitled "an act for the preservation of game in the State of Wisconsin."

The Senate refused to indefinitely postpone the bill, and the bill was then ordered to a third reading.

On motion of Senator Rankin,

The rules were suspended, and Nos. 443, 249, 341, 444, 319, 440, 14, 37, 328, 384, 172, 422, 276, 139, 96, 18, 416, 136, 73, 359, 160, 158, 262, 321, 231, A., were read a third time and concurred in.

No. 68, A.,

A bill relating to notaries public.

No. 89, A.,

A bill to repeal chapter 404, of the laws of 1876, relating to counties and county officers.

No. 119, A.,

A bill to repeal section 1, of chapter 266, of the general laws of 1876, relating to cemetery associations and town cemeteries.

No. 162, A.,

A bill relating to the exemption of a certain portion of

the earnings of married men and others, and amendatory of chapter 148, of the general laws of 1858.

No. 211, A.,

A bill to amend section 38 of chapter 132 of the Revised Statutes, entitled "of issues, mode of trial and judgment in civil actions."

No. 314, A.,

A bill to authorize Philetus Sawyer, Jesse Spaulding and Isaac Stephenson and their associates, successors, heirs or assigns to improve that portion of the Menomonee river, being in the State of Wisconsin and above Sand Portage rapids, for log driving purposes.

No. 402, A.,

A bill to amend section one (1), of chapter 77, laws of 1876, entitled "an act relating to the Second county court of Brown county, and amendatory of sections four (4) and five (5), of chapter nine (9), laws of 1875."

No. 414, A.,

A bill relating to railroads, and amendatory of section 7, chapter 57, of the laws of Wisconsin for the year 1876.

No. 418, A.,

A bill relating to the foreclosure of mortgages.

Jt. Res. No. 29, A.,

For amending the constitution, and relating to suffrage.

Were indefinitely postponed.

No. 271, A.,

A bill for the preservation of fish in Waukesha county.

On motion of Senator Blair, the bill was indefinitely postponed.

No. 99, A.,

A bill to provide for the establishment of a hospital and school for imbecile, idiotic or feeble-minded children.

Was laid aside until Monday.

Senator Treat moved that the vote by which No. 286, S., was indefinitely postponed, be reconsidered.

Which motion prevailed, and the bill was ordered to a third reading.

Senator Wing moved that the vote by which No. 5, A., was refused a third reading, be reconsidered.

Which motion prevailed.

Senator Davis moved that the rules be suspended and that No. 215, S., be considered at this time.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Abert, Barden, Burrows, Davis, Downs, Grimmer, Hathaway, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Ryan, Sacket, Tate, Torrey, Treat, Welch—18.

Noes—Senators Arnold, Blair, Bones, Douglas, Fifield, Flint, Richardson, Schneider, Scott, Van Schaick, Wing—11.

## THE SPECIAL ORDER.

No. 210, A.,

A bill to guard against the abuse of the elective franchise and to preserve the purity of elections by regulating the appointment of inspectors of Election and requiring a registration of electors in certain cases; and to repeal chapter 445 of the laws of 1864, chapter 296 of the laws of 1865, chapter 126 of the laws of 1866, chapter 134 of the laws of 1871, chapter 132 of the laws of 1875, chapter 302 of the laws of 1876, and amendatory of certain city and village charters therein referred to.

Being the special order for 7:30 p. m., was called for.

The Amendments reported by the committee were rejected.

Senator Hudd moved to indefinitely postpone the bill.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Hudd, Mitchell, Mumbroe, Rankin, Reed, Ryan, Schneider—10.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick—19.

Senator Arnold moved to lay the bill aside until tomorrow.

The ayes and noes being demanded the motion was lost by the following vote:

Ayes—Senators Abert, Arnold, Bones, Cavanagh, Farr, Hudd, Mitchell, Mumbroe, Rankin, Ryan, Schneider, Scott—12.

Noes—Senators Barden, Blair, Burrows, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Reed, Richardson, Sacket, Tate, Torrey, Treat, Van Schaick, Welch—18.

The bill was then ordered to a third reading, by the following vote:

Ayes—Senators Barden, Blair, Bones, Burrows, Douglas, Downs, Fifield, Flint, Grimmer, Hiner, Richardson, Sacket, Scott, Tate, Torrey, Treat, Van Schaick, Welch—18.

Noes—Senators Abert, Arnold, Cavanagh, Davis, Farr, Hathaway, Hudd, Mitchell, Mumbroe, Rankin, Reed, Ryan, Schneider—13.

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BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 245, S..

A bill authorizing and directing the secretary of state to order the binding of the reports of the railroad commissioner.

Was ordered engrossed and read a third time.

No. 95, S.,

A bill in relation to the proceedings and duties of certain commissioners.

Senator Farr offered the following amendment: amend by prefixing a preamble as follows:

WHEREAS, Ferdinand Kuehn, state treasurer, Peter Doyle, sec-

retary of state, and A. Scott Sloan, attorney general, acting as a commission under chapter 274, laws of 1874, to settle and determine the claims of Calkins & Proudfit, and of E. A. Calkins, arising under old printing contracts, found there was due the claimants the sum of \$3,281.42 in excess of the sum of \$16,200, to which amount the commissioners were limited in making their award; and

WHEREAS, A. Scott Sloan, attorney general, has advised the legislature, that there is still legally due to E. A. Calkins, the sum of \$3,281.42. Therefore, to give the award of the commissioners legal effect, and to finally settle this ancient claim for all time.

Senator Treat moved to lay the amendment on the table.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Arnold, Barden, Bones, Burrows, Douglas, Downs, Hathaway, Tate, Torrey, Treat, Welch—11.

Noes—Senators Abert, Blair, Cavanagh, Davis, Farr, Fifield, Flint, Grimmer, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Richardson, Ryan, Sacket, Scott, Van Schaick—19.

The amendment was then adopted by the following vote:

Ayes—Senators Abert, Blair, Cavanagh, Davis, Farr, Fifield, Flint, Grimmer, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Richardson, Ryan, Sacket, Schneider—18.

Noes—Senators Arnold, Barden, Bones, Burrows, Douglas, Downs, Hathaway, Scott, Tate, Torrey, Treat, Van Schaick, Welch—13.

And the bill was ordered engrossed and read a third time, by the following vote:

Ayes—Senators Abert, Blair, Cavanagh, Davis, Farr, Fifield, Flint, Grimmer, Hiner, Hudd, Mitchell, Mumbrue, Rankin, Reed, Richardson, Ryan, Sacket, Schneider—18.

Noes—Senators Arnold, Barden, Bones, Burrows, Douglas, Downs, Hathaway, Scott, Tate, Torrey, Treat, Van Schaick, Welch—13.

No. 255, S.,

A bill to provide for the erection of buildings for the proper care of the chronic insane.

Was indefinitely postponed by the following vote;

Ayes—Senators Arnold, Barden, Bones, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Richardson, Ryan, Scott, Torrey, Treat, Van Schaick, Welch, Wing—20.

Noes—Senators Abert, Blair, Burrows, Farr, Mitchell, Rankin, Reed, Schneider, Tate—9.

No. 56, S.,

A bill to abolish time sentences in the state prison.

Was, on motion of Senator Reed, made the special order for tomorrow morning, at 10:30 o'clock.

Senator Fifield moved that the Senate adjourn, which motion was lost by the following vote:

Ayes—Senators Douglas, Farr, Fifield, Grimmer, Hathaway, Mitchell, Mumbrue, Richardson, Scott, Wing—10.

Noes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows,



Cavanagh, Davis, Downs, Flint, Hiner, Hudd, Rankin, Reed, Ryan, Torrey, Treat, Van Schaick—18.

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### REPORTS OF COMMITTEES.

The Committee on Enrolled Bills have examined and find correctly enrolled the following bills :

No. 146, S.,

A bill to provide for the alteration and discontinuance of portions of the state road from Black River Falls in Jackson county, to the city of La Crosse, in La Crosse county.

No. 33, S.,

A bill relating to the Namakagon and Totogatic Dam Company, and amendatory of chapter 452, of the private and local laws of Wisconsin, for 1869, and the several acts amendatory thereof.

No. 37, S.,

A bill relating to the appointment of notaries public, and amendatory of chapter 12 of the Revised Statutes, entitled "of notaries public."

No. 242, S.,

A bill to change and define the limits of the third, seventh and ninth judicial circuits, and fix the time for holding the terms of court therein, and for other purposes.

No. 32, S.,

A bill to provide for the publication of the transactions of the Wisconsin Dairyman's Association.

No. 169, S.,

A bill to revise, consolidate and amend the charter of the city of Oshkosh, the act incorporating the city and the several acts amendatory thereof.

No. 52, S.

A bill to provide for the protection of game in the county of Burnett.

THOS. A. BONES,  
*Chairman.*

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### REPORTS OF SELECT COMMITTEES.

The Select Committee to whom was referred

No. 278, A.,

A bill relating to swamp and overflowed lands in the counties of Manitowoc and Calumet.

Have had the same under consideration, and report the same back with amendment, and recommend that it be concurred in when so amended.

JOS. RANKIN,  
*Chairman.*

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Senator Davis moved that the Senate adjourn until 9:30 a. m. tomorrow, which motion prevailed.

SATURDAY, MARCH 3, 1877.

The Senate met,

The Lieutenant Governor in the chair.

The roll was called and the following Senators responded to their names:

Senators Abert, Arnold, Barden, Blair, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Reed, Richardson, Ryan, Sacket, Tate, Torrey, Treat, Van Schaick, Welch, Wing.

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#### LEAVE OF ABSENCE

Was granted to Senators Ryan, Hudd, Sacket and Abert until Monday evening.

To Senators Mitchell and Cavanagh, indefinitely.

To Senator Treat, indefinitely, after 10:30 A. M., Monday.

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Senator Hudd moved that when the Senate adjourn, it be until 7:30 o'clock Monday evening.

The ayes and noes being demanded the motion was lost by the following vote:

Ayes—Senators Abert, Blair, Hudd, Mumbrue, Rankin, Reed, Ryan—7.

Noes—Senators Arnold, Barden, Bones, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Richardson, Schneider, Tate, Torrey, Treat, Welch, Wing—18.

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#### COMMUNICATIONS.

By Senator Abert:

Communication of the common council of the city of Milwaukee in reference to bill No. 100, A.

Placed in the General File.

## REPORTS OF COMMITTEES.

The Committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 245, S.,

A bill authorizing and directing the secretary of state to order the binding of the reports of the railroad commissioner.

No. 95, S.,

A bill in relation to the proceedings and duties of certain commissioners.

G. B. BURROWS,  
*Chairman.*

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The Committee on Public Lands, to whom was referred

No. 324, A.,

A bill to amend section 1 of chapter 227 of the laws of 1876, entitled "an act to provide for the recording of the lands of the Wisconsin Railroad Farm Mortgage Land Company, in the register's office of the several counties in which such lands are situated."

No. 425, A.,

A bill to authorize the county board of supervisors of the county of Adams to sell and dispose of the lands owned by said county for the purposes therein set forth.

Have considered said bills, and report the same back to the Senate with the recommendation that they be concurred in.

WM. BLAIR,  
*Chairman.*

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## REPORTS OF SELECT COMMITTEES.

The Select Committee consisting of the Senators from the Fifth, Sixth, and Seventh districts, to whom was referred

No. 100, A.,

A bill to amend section 9, of chapter 3, of chapter 184, of the laws of 1874, entitled "an act to consolidate, revise and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof."

Have had the same under consideration, and respectfully report that further consideration of the same be indefinitely postponed.

GEO. A. ABERT.  
JNO. L. MITCHELL,

Senator Van Schaick dissenting.

Senator Van Schaick moved that the rules be suspended, and that No. 100, A., be considered at this time.

The ayes and noes being demanded, the motion was lost by the following vote, two-thirds not having voted in the affirmative:

Ayes—Senators Arnold, Barden, Burrows, Douglas, Grimmer,

Hathaway, Richardson, Sacket, Tate, Torrey, Treat, Van Schaick, Welch—13.

Noes—Senators Abert, Blair, Davis, Downs, Fifield, Flint, Hudd, Mumbrue, Rankin, Reed, Ryan, Schneider, Wing—13.

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MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed and asks the concurrence of the Senate in

No. 115, A.,

A bill to authorize Albert M. Woodbury to build and maintain a pontoon bridge across the Wisconsin river, from some point in the northwest quarter of section No. nineteen (19), in township No. eight north, of range No. three east, in Iowa county, Wisconsin, to some point in section No. twelve, in township No. nine north, of range No. three east, in Sauk county, Wisconsin.

No. 457, A.,

A bill to amend section 1, of chapter 67, of the laws of 1877, entitled "an act to amend section 2, of chapter 222, of the general laws of 1874, entitled 'an act to amend and revise the charter of the city of Wausau.'"

And has concurred in

No. 198, S.,

A bill relating to corporations organized under the laws of this state and amendatory of section 8, chapter 141, laws of 1872, of an act entitled "an act to authorize the organization of corporations for other than manufacturing, mercantile, insurance, banking, transportation, or trading purposes."

No. 179, S.,

A bill to amend chapter 321, of the laws of 1874, entitled "an act to amend an act, entitled 'an act to incorporate the city of Grand Rapids.'"

No. 114, S.,

A bill relating to the reduction of the price of swamp and overflowed lands in Jackson county.

No. 26, S.,

A bill to amend chapter 82, of the general laws of 1859, entitled "an act to provide for the more efficient punishment of certain offenses."

No. 162, S.,

A bill to appropriate to Sylvester G. H. Crocker, the sum of money therein named.

Jt. Res. No. 12, S.,

Relating to light house and fog signals on Stannard Rock, Lake Superior.

And has amended and concurred in as amended,

No. 187, S.,

A bill to amend section 5, of chapter 14, of the Revised Statutes,

29—s j

entitled "of resignations, vacancies and removals, and of supplying vacancies."

No. 58, S.,

A bill to provide for the action of the commissioners of school and university lands in certain cases.

No. 172, S.,

A bill limiting the term of imprisonment of persons committed to jail for non-payment of fines.

No. 126, S.,

A bill relating to court commissioners, their appointment, powers and duties, and amendatory of section 94, of chapter 13, of the Revised Statutes, entitled "of counties and county officers," and the several acts amendatory thereof.

No. 238, S.,

A bill authorizing the state treasurer to retain certain moneys belonging to Taylor county, and to pay the same over to the county of Lincoln.

And has indefinitely postponed

No. 220, S.,

A bill to appropriate to the Milwaukee Industrial School a sum of money therein named.

No. 223, S.,

A bill to appropriate to the Orphan's Association, of Milwaukee, a sum of money therein named.

No. 219, S.,

A bill to appropriate to the St. Æmelianus Orphan Asylum, of Milwaukee, a sum of money therein named.

No. 221, S.,

A bill to appropriate to the St. Rose Asylum of Milwaukee, a sum of money therein named.

No. 222, S.,

A bill to appropriate to the St. Joseph's Orphan Asylum, of Milwaukee, a sum of money therein named.

No. 218, S.,

A bill to appropriate to the St. Frances Orphan Asylum for girls, of the city of La Crosse, and to the St. Michael's Asylum for boys, of the city of La Crosse, the sums of money therein named.

No. 225, S.,

A bill to appropriate to St. Nazian Society of the county of Manitowoc, a sum of money therein named.

No. 231, S.,

A bill to amend section 54, of chapter 134, of the Revised Statutes, entitled "of executions and proceedings supplementary thereto."

No. 89, S.,

A bill to amend chapter 74, of the laws of Wisconsin, of 1875, entitled "an act to amend chapter 244, of the laws of 1874, entitled 'an act to declare a certain highway in Door and Kewaunee counties a state road.'"

No. 251, S.,

A bill to protect makers of notes given to fire insurance companies for payment of premiums.

No. 121, S.,

A bill to appropriate to the trustees of the state library a sum of money to pay for catalogue, and other purposes.

And has adopted and asks the concurrence of the Senate in

Jt. Res. No. 38, A.,

Instructing the superintendent of public property to sell stationery to employes at the same price as charged therefor to members of the legislature.

And return as requested

No. 5, A.,

A bill to amend section 44 of chapter 165, of the Revised Statutes, entitled "of offenses against property, and the act amendatory thereof."

And has amended and concurred in as amended

No. 2, S.,

A bill to appropriate to the state prison a sum of money therein named, for current expenses and general repairs.

No. 23, S.,

A bill to amend chapter 139, of the laws of 1875, entitled "an act to amend section 3 of chapter 78, of the general laws of 1867, entitled 'an act for the protection of game.'"

And recedes from its amendment to

No. 185, S.,

A bill to submit to the people an amendment to section 2, of article 8, of the constitution of this state.

And has indefinitely postponed

No. 237, S.,

A bill to amend chapter 130, general laws of 1868, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon."

No. 246, S.,

A bill providing stationery and postage stamps for clerks and employes of the legislature.

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#### ASSEMBLY MESSAGE CONSIDERED.

No. 115, A., was placed on the General File.

Jt. Res. No. 38, A.,

The question being on concurrence, Senator Barden offered the following amendment:

Amend by adding thereto the following: In an amount not exceeding thirty dollars.

Senator Rankin moved to lay the amendment on the table; which motion prevailed.

The Assembly amendments to

Nos. 2, 23, 58, 172, 126, 238, S., were concurred in.

The Senate refused to concur in the Assembly amendments to No. 187, S.

No. 457, A.,

On motion of Senator Mumbrue, the rules were suspended and the bill was read a third time and concurred in.

Senator Davis moved that the vote by which No. 414, A., was indefinitely postponed, be reconsidered. Further consideration of the motion was postponed until to-morrow.

No. 5, A.,

Senator Wing offered the following amendment:

Strike out, of the amendment adopted by the Senate, the words "except cats and dogs."

The amendment was adopted and the bill was ordered to a third reading.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 14, S.,

Relating to state suits for swamp lands.

The point of order being raised by Senator Richardson that the resolution was new business,

The point was sustained.

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### THE SPECIAL ORDER.

No. 56, S.,

A bill to abolish time sentences in the state prison.

The Senate refused to order the bill engrossed.

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### BILLS READY FOR A THIRD READING.

No. 215, S.,

A bill to cheapen the cost of supporting the schools of the state.

The amendments reported by the committee were adopted.

Senator Richardson moved to recommit the bill to the Judiciary Committee.

The ayes and noes being demanded, the motion was lost.

Ayes—Senators Farr, Flint, Rankin, Richardson—4.

Noes—Senators Abert, Arnold, Barden, Blair, Burrows, Davis, Douglas, Downs, Fifield, Grimmer, Hathaway, Hiner, Hudd, Mumbroe, Sacket, Schneider, Scott, Tate, Torrey, Treat, Welch—21.

The bill was then read a third time and passed by the following vote:

Ayes—Senators Barden, Burrows, Davis, Douglas, Downs, Fifield, Grimmer, Hiner, Hudd, Mumbroe, Reed, Scott, Tate, Torrey, Treat, Welch—16.

Noes—Senators Abert, Arnold, Blair, Bones, Farr, Flint, Hathaway, Rankin, Richardson, Sacket, Schneider, Van Schaick, Wing—13.

Senator Davis moved that the vote by which the bill was passed be reconsidered, and to lay that motion on the table.

Senator Richardson moved to adjourn.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Abert, Arnold, Richardson—3.

Noes—Senators Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Rankin, Reed, Sacket, Schneider, Scott, Tate, Torrey, Treat, Van Schaick, Welch—24.

Senator Davis' motion then prevailed.

Senator Hudd moved that when the Senate adjourn, it be until Monday evening at 7:25 o'clock.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Abert, Barden, Blair, Burrows, Davis, Fifield, Hiner, Hudd, Mumbrue, Rankin, Reed, Richardson, Sacket, Van Schaick—14.

Noes—Senators Arnold, Bones, Douglas, Downs, Farr, Flint, Grimmer, Hathaway, Schneider, Scott, Tate, Torrey, Treat, Welch, Wing—15.

Senator Barden moved to adjourn.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Barden, Blair, Davis, Grimmer, Hiner, Mumbrue, Sacket, Torrey—8.

Noes—Senators Abert, Arnold, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Hathaway, Hudd, Rankin, Reed, Scott, Tate, Treat, Welch, Wing—18.

Senator Rankin moved that when the Senate adjourn, it be until 7:15 o'clock, Monday evening.

The ayes and noes being demanded, the motion prevailed by the following vote:

Ayes—Senators Abert, Barden, Blair, Burrows, Davis, Fifield, Hiner, Hudd, Mumbrue, Rankin, Reed, Sacket, Schneider, Scott, Van Schaick—15.

Noes—Senators Arnold, Bones, Douglas, Downs, Farr, Flint, Grimmer, Hathaway, Tate, Torrey, Treat, Welch, Wing—13.

No. 245, S.,

A bill authorizing and directing the secretary of state to order the binding of the reports of the railroad commissioner.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Arnold, Blair, Bones, Burrows, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hiner, Hudd, Rankin, Reed, Sacket, Scott, Tate, Torrey, Wing—21.

Noes—Senators Barden, Hathaway, Richardson, Schneider, Treat, Welch—6.

No. 95, S.,

A bill in relation to the proceedings and duties of certain commissioners.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Blair, Davis, Farr, Fifield, Flint, Grim-



mer, Hiner, Hudd, Mumbrue, Rankin, Reed, Richardson, Schneider—14.

Noes—Senators Arnold, Barden, Burrows, Douglas, Hathaway, Scott, Tate, Treat, Welch—9.

Senator Rankin moved to adjourn.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Abert, Barden, Blair, Burrows, Davis, Hiner, Hudd, Mumbrue, Rankin, Reed, Richardson, Schneider, Van Schaick—13.

Noes—Senators Arnold, Bones, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Scott, Tate, Torrey, Treat, Welch—15.

Senator Rankin moved that the vote by which No. 95, S., was passed be reconsidered, and to lay that motion on the table.

The ayes and noes being demanded, the motion prevailed by the following vote:

Ayes—Senators Abert, Blair, Davis, Farr, Fifield, Grimmer, Hiner, Hudd, Mumbrue, Rankin, Reed, Schneider—12.

Noes—Senators Arnold, Barden, Burrows, Douglas, Flint, Hathaway, Richardson, Scott, Tate, Treat, Welch—11.

Senator Hudd moved to adjourn.

The ayes and noes being demanded, the motion prevailed by the following vote:

Ayes—Senators Abert, Barden, Blair, Burrows, Davis, Fifield, Flint, Hiner, Hudd, Mumbrue, Rankin, Reed, Richardson, Schneider, Torrey—15.

Noes—Senators Arnold, Douglas, Downs, Farr, Grimmer, Hathaway, Scott, Tate, Treat, Welch, Wing—11.

MONDAY, MARCH 5, 1877.

7:15 P. M.

The Senate met,

The Lieutenant Governor presiding.

The roll was called, and the following Senators responded to their names:

Senators Abert, Arnold, Barden, Blair, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mumbroe, Rankin, Reed, Richardson, Sacket, Schneider, Scott, Tate, Torrey, Van Schaick, Welch, Williams and Wing.

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### REPORTS OF COMMITTEES.

The Committee on Judiciary to whom was referred

Res. No. 11, S.,

Requesting Committee on Judiciary to inquire what officers are authorised to hold inquests, and to report by bill or otherwise.

Respectfully report that they have had the matter under consideration, and find that in all counties of ten thousand inhabitants and under, inquests of the dead may be held by justices of the peace. In Sheboygan and Milwaukee counties inquests are required to be held by the coroners of those counties. There is no officer authorized by law to hold inquests in any of the other counties in this state.

In the opinion of a majority of the committee the public interest does not require the holding of inquests of the dead under the provisions of chapter 184, of the Revised Statutes, and they therefore report the accompanying bill and recommend its passage.

L. W. BARDEN,  
*Chairman.*

Said bill became

No. 263, S.,

A bill to repeal chapter 184, of the Revised Statutes, entitled "of inquests of the dead."

And was placed in the General File.

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### REPORTS OF SELECT COMMITTEES.

The Select Committee appointed under resolution No. 31, respectfully report as follows:

That in the opinion of your committee the present relation be-

tween the state and the Historical Society is of such a nature as to require a radical change. While on the part of the state annually large sums of money—during last year \$11,048.16—are provided and appropriated to the use of said society, has the state on the other hand no control over the management nor even a shadow of a control over the expenditures made almost solely by the corresponding secretary, notwithstanding the state furnishes and has furnished by far the greatest amount of money expended by said society.

The officers of said society are paid by the state, still they are not state officers; they are neither under oath to support the constitution of the state, nor to discharge faithfully their duties. They are in no way responsible to the state for the trust reposed in them by placing large annual appropriations for disbursements in their hands. They can disburse these appropriations without asking or consulting with any state officer, and all that is required is a receipt for moneys paid out.

Says the corresponding secretary in answer to a question: "The library committee of the society select the books, I fix the maximum bids; the secretary, librarian and Mr. Conover being such committee." And in answer to another question: "The treasurer has no salary or per centage, hence I have done all I could to relieve him of details. When he has drawn the state appropriation, I have generally receipted to him for it, and kept it on deposit with the state treasurer to be drawn as wanted."

The corresponding secretary alone determines what books or relics, or other suitable or not suitable material may be bought, and as the corresponding secretary himself is a well-known collector of precisely such articles and books as are wanted and desired for a historical society, it is certainly a very doubtful position in which he places himself, when mostly every article or parcel intended for the Historical Society is first carried to his private office, there opened, inspected and looked over before the articles are placed in the rooms of the Historical Society.

In France it is forbidden by law that a collector, who collects similar articles as any institution may collect, be placed at the head of such institution. This is, in our opinion, a very wise law, as it will be seen that collusions are inevitable between the collector himself and the corresponding secretary, even of our Historical Society, who happens to be one and the same person. Says the corresponding secretary himself, in answer to a question: "In a few instances I have purchased books for myself, and finding they contained nothing bearing upon the general object of my collection, have turned them over to the society, as worthy and appropriate for a general collection." And further says the corresponding secretary: "I have sometimes, when sending bids for books for the society, sent bids also for myself."

This sole and unlimited power of the corresponding secretary has resulted in a very grave situation, as the pre-historic collection of Mr. Perkins has been bought at a price of \$4,000, of which sum only \$1,250 as yet have been paid. If the corresponding secretary

has had the unlimited power to enter into any such obligations, it is only a matter of confidence in the man ; if not, the whole of the collection are resting under similar obligations, unknown to but him.

The corresponding secretary has last year drawn postage stamps to the amount of \$665.80. As he says himself in answer to a question in relation thereto : "I have drawn the postage stamps, and no account has been kept as to the relative amount used by the secretary and librarian."

Your committee had no time to investigate fully what kind and how much printing there is done by the state for this society, but it is undoubtedly true that the printing privilege granted to this society has been misused by having so-called circulars printed and distributed solely for the advancement of private interests.

The corresponding secretary very singularly and in violation of Article VI of the constitution of the society, does not keep a copy book of letters written by him neither relating to purchases nor to other matters of the society. In the opinion of your committee the very name of corresponding secretary implies that all correspondence of such institution, whether received or sent, should be kept on file either in copy or original.

The total amount of appropriations to the society, since its organization, not including expense of janitors or stationery, to the close of the last fiscal year, is \$127,777.79—certainly a very respectable amount and a brilliant testimony of the liberality of the state. In the language of the corresponding secretary, "there is nowhere on record an instance of public assistance to the same extent to any similar association in this or any other country."

In view of this large amount of money expended, and in view of the doubtful relations between the state and the society, and further in view of the fact that there undoubtedly exist abuses in the management and in the expenditures of the society. Your Committee is of the opinion that the secretary of state should be instructed to withhold the payment of the annual appropriations and salaries, except the salaries of librarian and one assistant librarian, until such time as the governor together with the attorney-general are satisfied that the large interests of the state in the Historical Society are secured, and until the Historical Society concedes the management, at least partly, to the state, of which fact the governor will duly notify the secretary of state.

D. E. WELCH,  
J. B. TREAT,  
H. C. MUMBRUE,  
*Committee.*

By Select Committee :

Jt. Res. No. 15, S.,

*Resolved by the Senate, Assembly concurring,* That the governor be and is hereby requested to take such steps as he may deem best to carry out the intentions and recommendations of the report of the Special Committee of the Senate, appointed under Res. No. 31, S.,

*Resolved*, That the secretary of state be and he is hereby instructed to withhold the payment of all appropriations and salaries to the State Historical Society and their officers except the salaries to the librarian and one assistant librarian, until notified by the governor to resume the payments to said society and their officers.

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The Select Committee to whom was referred  
No. 228, S.,

A bill to codify and amend the laws of this state, relating to garnishees and garnishee proceedings,

Reports the same back with an amendment, and recommends its passage when so amended.

M. P. WING,  
*Committee.*

On motion of Senator Wing, the rules were suspended, and the bill was ordered engrossed and read a third time.

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The Select Committee to whom was referred  
No. 63, S.,

A bill to amend section 3 of chapter 299, of the private and local laws of 1870, entitled "an act to define certain rights and duties of the Beef Slough Manufacturing, Booming, Log Driving and Transportation Company,"

Respectfully report the same back to the Senate, and recommend that the same be indefinitely postponed.

A. FARR,  
*Committee.*

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The joint committee of the Senate and Assembly, appointed under Jt. Res. No. 13, S., "to examine the work of the revisers, and communicate with them in relation to such work, and report at the earliest practicable time the condition and advancement of said revision, together with the probable completion of said work on or before the first day of January next, and also to report specifically what portion of said revision, if any, is completed, and what subjects are well advanced; also, if any, what subjects or titles have not been considered, either in whole or in part; and also, what further is necessary on the part of the legislature, if anything, to expedite and aid in perfecting and completing such revision," have had the matter submitted to them under consideration, and respectfully report that they have not been able to examine much of the work of revision personally, but your committee have communicated with the revisers in relation to such work, and have made such investigation and examination of the matter as they could, under the cir-

cumstances, and find from such examination and investigation, that the portion of the revision completed is about one-half of the entire statutes, and considerably more than one-half of the labor required to complete the revision.

That all the subjects embraced within the statutes have been considered, and a complete plan and arrangement of the statutes has been agreed upon. That most of parts II., III., IV., remain to be written. The substantial work remaining is to revise part III., entitled "of courts and judicial officers, and proceedings in actions," and part IV., entitled "of criminal law."

The revisers commenced their work in May, 1875, and have, in the opinion of your committee, performed their work very thoroughly and carefully, so far as they have advanced. It is the opinion of your committee that the present revisers, with the clerical assistance now provided by law, cannot complete the revision in a thorough and satisfactory manner before the first day of January next, and that it will save expense to the state, and expedite the work, if one or more additional revisers shall be appointed, and additional clerk hire provided. Your committee would therefore recommend the passage of bill 341, A., as amended.

M. P. WING,  
T. R. HUDD,  
W. E. CARTER,  
JAMES G. FLANDERS,  
T. W. SPENCE,

*Committee.*

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#### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 114, A.,

A bill relating to public printing, amendatory of section 16, of chapter 243, of the laws of 1874.

No. 112, A.,

A bill to provide for the purchase of paper required for public printing and blank books, amendatory of section 1, of chapter 200, of the laws of 1874.

No. 304, A.,

A bill relating to fire insurance companies doing business in the State of Wisconsin.

No. 378, A.,

A bill to amend section 41, of chapter 1, of chapter 148, of the general laws of the year 1873, entitled "an act to incorporate the city of Boscobel, as amended by section 2, of chapter 84, of the general laws of Wisconsin for 1875.

No. 340, A.,

A bill in relation to the release of dower in real estate by insane persons.

No. 261, A.,

A bill to amend chapter 278, laws of 1874, entitled "an act to incorporate the city of Shawano."

No. 65, A.,

A bill relating to the assessment of property for taxation and the levy of taxes thereon, and amendatory of section 33, of chapter 130, of the laws of 1868.

No. 391, A.,

A bill to repeal chapter 313 of the private and local laws of 1869, relating to certain overflowed and swamp lands in the county of Portage.

No. 300, A.,

A bill declaring certain portions of Spring street road in the town of Wauwatosa, a county highway, and providing for the improvement thereof.

No. 341, A.,

A bill relating to the revision of the statutes, and amendatory of chapter 203, of the laws of 1875.

And has concurred in Senate amendments to

No. 18, A.,

A bill to amend the city charter of the city of Fond du Lac, and to repeal sections 12 and 15, of chapter 5, of chapter 59, of the private and local laws of 1868, of chapter 474, of the private and local laws of the year 1871, and all acts amendatory thereof.

No. 37, A.,

A bill relating to village cemeteries.

No. 416, A.,

A bill to authorize Chippewa county to issue bonds for a certain purpose.

No. 443, A.,

A bill to amend section 3, of chapter 121, of the laws of 1868, as amended by chapter 54, of the laws of 1871.

No. 231, A.,

A bill to amend chapter 364, of the laws of 1876, entitled "an act in relation to sheriff's fees."

And has amended Senate amendment to

No. 136, A.,

A bill relating to the invention and successful use of steam and other mechanical agents on highways, and amendatory of chapter 134 of the laws of 1875, as amended by chapter 182 of the laws of 1876.

And has concurred in said amendment as amended.

And has concurred in

No. 224, S.,

A bill to appropriate to the Home of the Friendless, of Milwaukee, a sum of money therein named.

And recedes from its amendments to

No. 187, S.,

A bill to amend section 5 of chapter 14 of the Revised Statutes, entitled of resignations, vacancies, and removals, and of supplying vacancies.

I am directed to inform you that the Assembly asks the return of

No. 237, S.,

A bill to amend chapter 130, of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon.

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#### ASSEMBLY MESSAGE CONSIDERED.

Nos. 114, 112, 341, A.,

Were placed in the General File.

No. 304, A.,

Was referred to the Committee on Insurance.

No. 340, A.,

Was referred to the Committee on Judiciary.

Nos. 261, 378,

Were referred to the Committee on Incorporations.

No. 65, A.,

Was referred to the Committee on Agriculture.

No. 391, A.,

Was referred to the Committee on Public Lands.

No. 300, A.,

Was referred to a Select Committee consisting of Senators Van Schaick, Mitchell, and Abert.

The Assembly amendments to Senate amendment to

No. 136, A.,

Were concurred in.

No. 257, S.,

Was directed to be returned to the Assembly, as requested.

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On motion of Senator Mumbrue, the rules were suspended and No. 452, A.,

A bill to revise, consolidate and amend the charter of the city of Stevens Point, approved May 17, 1858, and the several acts amendatory thereof.

Was read a third time and concurred in.

On motion of Senator Hiner, the order of bills on their engrossment and third reading was considered at this time.

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#### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 84, S.,

A bill to appropriate to A. C. Millard, H. B. Palmer and Henry C. Sibree a sum of money therein named.

No. 53, S.,

A bill to amend section 1, chapter 329, general laws of 1876, en-



titled "an act to authorize the county of Burnett to build and maintain a free bridge across the St. Croix river, in township 38, north, range 20, east.

No. 178, S.,

A bill to appropriate to Stephen V. Shipman the sum of money therein named.

Were ordered engrossed and read a third time.

The amendments to

No. 150, S.,

A bill to appropriate to Ira F. Kilmer a sum of money.

No. 229, S.,

A bill to authorize a change of the place of trial in certain cases.

Were adopted and the bills ordered engrossed and read a third time.

No. 143, S.,

A bill relating to public printing, and amendatory of chapter 234, general laws of 1874.

Senator Torrey moved to lay the amendment, reported by the committee, on the table.

Which motion prevailed.

No. 142, S.,

A bill relating to the publication of the transactions of the Northern Agricultural and Mechanical Association.

Senator Torrey moved to lay the bill on the table.

Which motion prevailed.

No. 22, S.,

A bill relating to the election and appointment of inspectors of elections.

No. 47, S.,

A bill to appropriate a sum of money.

No. 98, S.,

A bill to amend subdivision 5, section 11, chapter 119, general laws of 1872, entitled "an act in relation to railroads and the organization of railroad companies."

No. 106, S.,

A bill to provide for the construction of gas works for the purpose of lighting the state capitol and grounds with gas.

No. 137, S.,

A bill to prevent the adulteration of food.

No. 153, S.,

A bill to authorize Benjamin Brickley and his associates and assigns to improve the Little Eau Pleine river and maintain a boom on the same.

No. 180, S.,

A bill to enable the Wisconsin Valley Railroad Company to complete its line of road, and to exempt certain lands from taxation.

No. 193, S.,

A bill to provide compensation for phonographic reporters in the county of Outagamie.

No. 234, S.,

A bill to amend chapter 314, of the laws of 1876, entitled "an act relating to trespassing on state lands."

Were severally indefinitely postponed.

No. 192, S.,

A bill relating to and amendatory of section 1, chapter 57 of the laws of 1876, entitled "an act to amend chapter 273 of the laws of 1874, entitled 'an act relating to railroads, express and telegraph companies in Wisconsin, and to repeal other sections and acts therein named.'"

Was indefinitely postponed, by the following vote:

Ayes—Senators Arnold, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Grimmer, Hathaway, Hiner, Richardson, Sacket, Scott, Tate, Torrey, Van Schaick—17.

Noes—Senators Barden, Cavanagh, Davis, Flint, Mumbrue, Rankin, Reed, Ryan, Schneider, Welch, Williams, Wing—12.

No. 236, S.,

A bill for the election by the people of a railroad commissioner.

Was indefinitely postponed by the following vote:

Ayes—Senators Arnold, Blair, Bones, Burrows, Douglas, Farr, Fifield, Grimmer, Hathaway, Hiner, Richardson, Sacket, Scott, Tate, Torrey, Van Schaick—16.

Noes—Senators Abert, Barden, Cavanagh, Davis, Downs, Flint, Mumbrue, Rankin, Reed, Ryan, Schneider, Welch, Williams, Wing—14.

No. 191, S.,

A bill to repeal chapter 341 of the local laws of 1867, and all acts amendatory thereof.

On motion of Senator Rankin, the bill was indefinitely postponed.

No. 79, S.,

A bill relating to the compensation of clerks of circuit courts.

Senator Richardson offered the following amendment:

Amend section 1, by striking out the word "shall," where it first occurs, and insert in lieu thereof the words "may, in their discretion."

The amendment was adopted.

The Senate then refused to order the bill engrossed and read a third time.

No. 181, S.,

A bill to amend section 1, chapter 360, laws of Wisconsin, 1876, entitled "an act to prevent the hunting of deer with dogs."

Was ordered engrossed and read a third time, by the following vote:

Ayes—Senators Abert, Arnold, Barden, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Fifield, Hiner, Rankin, Reed, Sacket, Schneider, Scott, Tate, Torrey, Van Schaick and Wing—20.

Noes—Senators Blair, Farr, Flint, Grimmer, Hathaway, Mumbrue, Richardson and Welch—8.

No. 213, S.,

A bill to appropriate a sum of money therein named, for improving the bridge across Buffalo lake, in Marquette county,

Was recommitted to a Select Committee consisting of Senator Sacket.

## BILLS READY FOR A THIRD READING.

No. 5, A.,

A bill to amend section 44 of chapter 165, of the Revised Statutes, entitled "of offenses against property, and the act amendatory thereof."

No. 32, A.

A bill to regulate the practice in certain cases.

No. 92, A.,

A bill relating to foreclosure sales, and amendatory of section 2 of chapter 299, of the general laws of 1863.

No. 116, A.,

A bill to amend chapter 72 of the private and local laws of 1870, entitled "an act to enable the city of Watertown to settle its railroad debt."

No. 151, A.,

A bill relating to the protection of insect-devouring birds, and amendatory of chapter 178, general laws of 1869.

No. 227, A.,

A bill relating to costs and fees, and amending section 33 of chapter 133 of the Revised Statutes, entitled "of costs and fees."

No. 286, A.,

A bill relating to the capital of fire and inland navigation insurance companies of other states and of foreign governments, desiring to transact business in this state.

No. 291, A.,

A bill to authorize the common council of the city of Watertown to levy a special tax to pay for engines, engine house, and bridge building.

No. 312, A.,

A bill to donate the cereals and other centennial exhibits made by the state to the State Agricultural Society.

No. 322, A.,

A bill relating to the size of the mesh used in trap or pound nets.

No. 362, A.,

A bill to fix the terms of the circuit court of Winnebago county.

No. 375, A.,

A bill to declare warehouse receipts negotiable.

No. 339, A.,

A bill to facilitate the more perfect execution of trusts in certain cases.

No. 427, A.,

A bill to amend subdivision ten of section 11 of chapter 119, of the laws of 1872, entitled "an act in relation to railroads and the organization of railroad companies."

No. 436, A.,

A bill providing for the letting of the official printing of Milwaukee county.

No. 441, A.,

A bill to require service of notice of application for tax deeds in certain cases.

Were severally read a third time and concurred in.

No. 192, A.,

A bill to appropriate a sum of money therein named, to pay for chaplain service in the legislature, for the year 1877.

Was read a third time and concurred in by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Burrows, Davis, Douglas, Downs, Farr, Fifield, Grimmer, Hathaway, Hiner, Mumbue, Reed, Richardson, Schneider, Scott, Tate, Torrey, Van Schaick, Williams, Wing—23.

Noes—Senators Sacket, Welch—2.

No. 328, A.,

A bill to amend section 100, of chapter 18, of the Revised Statutes, concerning the collection of delinquent personal property tax.

Senator Torrey offered the following amendment:

Amend section 1, by inserting after the words "per annum," in the third and seventh lines of printed bill, the words "from the first day of January next preceding."

The amendment was adopted and the bill was read a third time and concurred in.

No. 210, A.,

A bill to guard against the abuse of the elective franchise and to preserve the purity of elections by regulating the appointment of inspectors of Election and requiring a registration of electors in certain cases; and to repeal chapter 445 of the laws of 1864, chapter 296 of the laws of 1865, chapter 126 of the laws of 1866, chapter 134 of the laws of 1871, chapter 132 of the laws of 1875, chapter 302 of the laws of 1876, and amendatory of certain city and village charters therein referred to.

Senator Richardson moved that the bill be referred to a select committee consisting of Senators Sacket, Barden and Hudd.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Abert, Arnold, Bones, Cavanagh, Downs, Hiner, Mumbue, Rankin, Richardson, Ryan, Schneider, Scott, Williams, Wing—14.

Noes—Senators Barden, Blair, Burrows, Davis, Douglas, Farr, Fifield, Flint, Grimmer, Hathaway, Hudd, Sacket, Tate, Torrey, Van Schaick, Welch—16.

Senator Welch moved to recommit the bill to a select committee consisting of Senator Sacket.

The ayes and noes being demanded the motion prevailed by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Richardson, Sacket, Scott, Tate, Torrey, Van Schaick, Welch, Wing—21.

Noes—Senators Abert, Cavanagh, Davis, Hudd, Mumbue, Rankin, Reed, Ryan, Schneider, Williams—10.

No. 276, A.,

A bill to provide for the purchase of 250 copies of Webster's dictionary.

With unanimous consent, Senator Barden offered the following amendment:

Amend last line of section one by striking out the word "eight" where it occurs, and insert in lieu thereof the word six.

The amendment was adopted, and the bill was read a third time and concurred in by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Mumbrue, Reed, Richardson, Ryan, Sacket, Scott, Van Schaick, Welch, Wing—25.

Noes—0.

The Select Committee to whom was referred

No. 210, A.,

Asked leave to report.

Objection being made,

Senator Sacket moved that the rules be suspended, and the report received.

The ayes and noes being demanded, the motion prevailed by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Richardson, Sacket, Scott, Tate, Torrey, Van Schaick, Welch, Wing—21.

Noes—Senators Abert, Cavanagh, Davis, Hudd, Mumbrue, Rankin, Reed, Ryan, Schneider, Williams—10.

The Committee then submitted the following report:

The Select Committee to whom was referred

No. 210, A.,

A bill to guard against the abuse of the elective franchise, and to preserve the purity of elections by regulating the appointment of inspectors of elections, and requiring a registration of electors in certain cases, and to repeal chapter 445, of the laws of 1864, chapter 296, of the laws of 1865, chapter 126, of the laws of 1866, chapter 134, of the laws of 1871, chapter 132, of the laws of 1875, chapter 302, of the laws of 1876, and amendatory of certain city and village charters therein referred to.

Report the same back with amendments, and recommend the adoption of the same, and the passage of the bill when so amended.

H. S. SACKET,

*Committee.*

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Senator Welch moved that the rules be suspended and the bill considered at this time,

Which motion prevailed.

The first amendment reported by the committee was adopted.

To the second amendment Senator Hudd offered the following amendment:

Strike out the word "freeholder" and insert the word "householder."

The amendment was lost.

Senator Hudd then offered the following amendment:

Strike out the words "authorized to take depositions" and insert the words "authorized to administer oaths."

The amendment was lost by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Hudd, Mumbruc, Rankin, Reed, Ryan, Schneider, Scott, Williams, Wing—12.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Richardson, Sacket, Tate, Torrey, Van Schaick, Welch—19.

The second amendment was then adopted.

The third amendment was adopted, and the bill was read a third time and concurred in by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Richardson, Sacket, Scott, Tate, Torrey, Van Schaick, Welch—20.

Noes—Senators Abert, Cavanagh, Davis, Hudd, Mumbrue, Rankin, Reed, Ryan, Schneider, Williams, Wing—11.

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### BILLS ON THEIR THIRD READING.

M. C. No. 12, A.,

To Congress for a survey of Wolf river, from lake Poygan to the mouth of Red river.

No. 190, A.,

A bill relating to and amendatory of section 1, chapter 38, laws of 1874, entitled "an act to ascertain annually the number of the principal farm products of the state."

No. 178, A.,

A bill to extend the time for the construction of the North Wisconsin Railway, and to waive the forfeiture therein referred to.

No. 265, A.,

A bill to authorize James Hewitt to maintain a dam across Wedge's Creek, in Clark county, Wisconsin.

No. 298, A.,

A bill to require Christian Burkhardt, his heirs and assigns, to sluice logs through a certain dam on Willow river, now owned by him, and to authorize the collection of tolls for such sluicing.

No. 373, A.,

A bill to authorize the town of Menasha, in the county of Winnebago, to take up and liquidate its bonded indebtedness.

Were severally ordered to a third reading.

The amendments to

No. 453, A.,

A bill to provide for the appointment of five commissioners, who shall furnish to the next legislature certain information.

Were adopted and the bill was ordered to a third reading.

No. 31, A.,

A bill to prevent the commission of waste upon lands upon which tax certificates are outstanding and unpaid.

No. 272, A.,

A bill to amend chapter 59, of the laws of 1875, entitled "an act to incorporate the city of Manitowoc."

Were indefinitely postponed.

No. 365, A.,

A bill amendatory of, and supplementary to, the charter of the city of Milwaukee.

Senator Abert moved to lay the bill aside until to-morrow.

The ayes and noes being demanded, the motion was lost by the following vote :

Ayes—Senators Abert, Cavanagh, Davis, Flint, Hudd, Mumbrue, Rankin, Reed, Ryan, Schneider, Williams—11.

Noes—Senators Arnold, Barden, Blair, Burrows, Douglas, Downs, Farr, Fifield, Grimmer, Hathaway, Hiner, Richardson, Scott, Tate, Torrey, Van Schaick, Welch, Wing—18.

The bill was then indefinitely postponed.

No. 179, A.,

A bill relating to the improvement of certain portions of the Embarrass river, and amendatory of chapter 249 of the laws of 1876.

The Senate refused to order the bill to a third reading.

No. 186, A.,

A bill relating to iron and other ores and minerals and other substances, and to the assessment of lands containing such ores or minerals for taxation.

Senator Hathaway offered the following amendment :

Amend section 1 by striking out the words "copper, lead, zinc or other ores or minerals or cement beds, stone quarries, clay banks, gravel pits or beds, sand pits or beds, or mineral springs," and by striking out the words "mineral or other substances above named," where they occur.

Amend section 2, by striking out the words, "or minerals or other substances above named," and the words "minerals or other substances," where they occur.

Amend section 3, by striking out the words "minerals or other substances," where they occur.

The amendment was adopted and the bill was ordered to a third reading.

No. 100, A.,

A bill to amend section 9, of chapter 3, of chapter 184, of the laws of 1874, entitled "an act to consolidate, revise and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof."

The question being on the indefinite postponement of the bill.

The ayes and noes being demanded the Senate refused to indefinitely postpone the bill by the following vote :

Ayes—Senators Abert, Cavanagh, Davis, Fifield, Flint, Grimmer, Hudd, Mumbrue, Rankin, Reed, Richardson, Ryan, Schneider, Williams—14.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Hathaway, Hiner, Scott, Tate, Torrey, Van Schaick, Welch—15.

Senator Abert offered the following amendment :

Amend section 2 by adding at the end thereof the following proviso: *Provided*, that the said common council shall have full authority to reject any and all bids made pursuant to the provisions of this act.

The ayes and noes being demanded, the amendment was adopted by the following vote :

Ayes—Senators Abert, Bones, Cavanagh, Davis, Downs, Fifield, Flint, Hudd, Mumbrue, Rankin, Reed, Richardson, Ryan, Schneider, Williams—15.

Noes—Senators Arnold, Barden, Blair, Burrows, Douglas, Farr, Grimmer, Hathaway, Hiner, Scott, Tate, Torrey, Van Schaick, Welch—13.

Senator Abert offered the following amendment :

Amend section 1 by striking out the words "except, as hereinafter modified," in the 16th line of section 1, and by striking out all of section 1, following the word "therefor," in the 11th line of the fourth page of the bill.

On motion, further consideration of the bill and pending amendments, was postponed until to-morrow.

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### REPORTS OF COMMITTEES.

The Committee on Enrolled Bills have examined and find correctly enrolled the following bills :

No. 198, S.,

A bill relating to corporations organized under the laws of this state and amendatory of section 8, chapter 141, laws of 1872, of an act entitled "an act to authorize the organization of corporations for other than manufacturing, mercantile, insurance, banking, transportation, or trading purposes."

No. 179, S.,

A bill to amend chapter 321 of the laws of 1874, entitled "an act to amend an act entitled 'an act to incorporate the city of Grand Rapids.'"

No. 114, S.,

A bill relating to the reduction of the price of swamp and overflowed lands in Jackson county.

No. 26, S.,

A bill to amend chapter 82, of the general laws of 1859, entitled "an act to provide for the more efficient punishment of certain offenses."

No. 58, S.,

A bill to provide for the action of the commissioners of school and university lands in certain cases.

No. 172, S.,

A bill limiting the term of imprisonment of persons committed to jail for non-payment of fines.

No. 126, S.,

A bill relating to court commissioners, their appointment, pow-



ers and duties, and amendatory of section 94, chapter 13, of the Revised Statutes, entitled "of counties and county officers," and the several acts amendatory thereof.

No. 238, S.,

A bill authorizing the state treasurer to retain certain moneys belonging to Taylor county and to pay the same over to the county of Lincoln.

Jt. Res. No. 12, S.,

Relating to light house and fog signals on Stannard Rock, Lake Superior.

No. 162, S.,

A bill to appropriate to Sylvester G. H. Crocker the sum of money therein named.

No. 185, S.,

A bill to submit to the people an amendment to section 2, of article 8, of the constitution of this state.

No. 124, S.,

A bill appointing four trustees for the Galesville University, and authorizing the General Assembly of the Presbyterian Church in the United States of America, to appoint eight trustees therefor, also repealing section one (1), of chapter eleven (11), of the private and local laws of 1862, and chapter 259, of the private and local laws of 1870.

No. 210, S.,

A bill concerning town boards of review.

No. 139, S.,

A bill relating to the Madison Mutual Insurance Company, and amendatory of chapter 329, private and local laws of 1863.

No. 2, S.,

A bill to appropriate to the state prison a sum of money therein named, for current expenses and general repairs.

No. 23, S.,

A bill to amend chapter 139, of the general laws of 1875, entitled "an act to amend section 3, of chapter 78, of the general laws of 1867, entitled 'an act for the protection of game.'"

THOS. A. BONES,  
*Chairman.*

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On motion of Senator Burrows,  
The Senate adjourned.

TUESDAY, MARCH 6, 1877.

The Senate met,

The President *pro tem.* presiding.

Prayer by the Rev. Mr. Thuringer.

The roll was called and the following Senators responded to their names :

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Van Schaick, Welch, Williams and Wing.

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#### LEAVE OF ABSENCE.

Indefinite leave of absence was granted to Senators Fifield and Wing.

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The Committee on Insurance, Banks and Banking, to whom was referred

No. 304, A.,

A bill relating to fire insurance companies doing business in the State of Wisconsin.

Respectfully report that they have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it be concurred in.

L. W. BARDEN,  
*Of the Committee.*

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The Committee on Judiciary to whom was referred

No. 340, A.,

A bill in relation to the release of dower in real estate, by insane persons.

Respectfully report that they have had the same under consideration, and have instructed me to report the same back with an amendment, and recommend concurrence in the same when so amended.

L. W. BARDEN,  
*Chairman.*

The Committee on Incorporations and Public Improvements, to whom was referred bills

No. 261, A.,

A bill to amend chapter 278, laws of 1874, entitled "an act to incorporate the city of Shawano."

No. 378, A.,

A bill to amend section 41, of chapter 148, general laws of Wisconsin for 1873, entitled "an act to incorporate the city of Bos-cobel as amended by section 2, of chapter 84, of the general laws of Wisconsin for the year 1875.

Have had the same under consideration and instruct me to report the same back and concurrence recommended.

THOMAS B. SCOTT,  
*Chairman.*

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The Committee on Public Lands to whom was referred

No. 391, A.,

A bill to repeal chapter 313 of the private and local laws of 1869, entitled "an act to authorize the use of the monies arising from the sale of certain swamp and overflowed lands in the county of Portage for drainage purposes, and to amend chapter 537, of the laws of 1865, relating thereto, and all acts amendatory thereof."

Report to same back to the Senate without recommendation.

WM. BLAIR,  
*Chairman.*

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The Committee on Town and County Affairs to whom was referred

No. 421, A.,

A bill to repeal chapter 26, of the general laws of 1871, relating to towns and town officers.

Have had the same under consideration and respectfully recommend that it be indefinitely postponed.

MARK DOUGLAS,  
*Chairman.*

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The Committee on Town and County Affairs to whom was referred

No. 183, S.,

A bill erecting the county of Forest.

Respectfully report the same back and recommend that it be referred to a committee of one—the Senator from the 21st.

MARK DOUGLAS,  
*Chairman.*

So ordered.

The Committee on Engrossed Bills have examined and find correctly engrossed, the following bills:

No. 181, S.,

A bill to amend section 1, chapter 360, laws of Wisconsin, 1876, entitled "an act to prevent the hunting of deer with dogs."

No. 178, S.,

A bill to appropriate to Stephen V. Shipman the sum of money therein named.

No. 84, S.,

A bill to appropriate to A. C. Millard, H. B. Palmer and Henry C. Sibree a sum of money therein named.

No. 228, S.,

A bill to codify and amend the laws of this state relating to garnishees and garnishee proceedings.

No. 53, S.,

A bill to amend section 1, chapter 329, general laws of 1876, entitled "an act to authorize the county of Burnett to build and maintain a free bridge across the St. Croix river, in township 38, north, range 20, east.

No. 229, S.,

A bill to authorize a change of the place of trial in certain cases.

G. B. BURROWS,

*Chairman.*

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## REPORTS OF SELECT COMMITTEES.

The Select Committee, consisting of the Milwaukee Senators, to whom was referred

No. 300, A.,

A bill declaring certain portions of Spring street road in the town of Wauwatosa, a county highway, and providing for the improvement thereof.

Respectfully report they have had the same under consideration and have instructed me to report the same back with the recommendation that it be concurred in.

I. W. VAN SCHAICK,

*Chairman.*

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## EXECUTIVE MESSAGE.

*The Honorable, the Senate:*

The following entitled bills, originating in the Senate, have severally received the executive approval and have been deposited in the office of the secretary of state.

No. 131, S.,

An act to authorize the town of Necedah, in the county of Ju-

neau, to appropriate a certain sum of money in aid of the construction of the Necedah and Camp Douglas Railroad.

No. 48, S.,

An act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to school district No. 7, town of Baraboo, county of Sauk.

No. 241, S.,

An act to authorize the city of Appleton to issue corporate bonds for bridge purposes.

No. 242, S.,

An act to change and define the limits of the third, seventh and ninth judicial circuits, and fix the time for holding the terms of court therein, and for other purposes.

No. 169, S.,

An act to revise, consolidate and amend the charter of the city of Oshkosh, the act incorporating the city and the several acts amendatory thereof.

No. 32, S.,

An act to provide for the publication of the transactions of the Wisconsin Dairymen's Association.

No. 68, S.,

An act to legalize the acts of the Waukesha County Agricultural Society.

No. 33, S.,

An act relating to the Namakagon and Totogatic Dam Company, and amendatory of chapter 452, of the private and local laws of Wisconsin, for 1869, and the several acts amendatory thereof.

No. 67, S.,

An act to amend section 6, of chapter 165, of the laws of Wisconsin of 1874, entitled "an act to secure the safe navigation of the Wisconsin river."

No. 52, S.,

An act to provide for the protection of game in the county of Burnett.

No. 136, S.,

An act relating to the trial of certain criminal cases.

No. 134, S.,

An act concerning the acknowledgement of certain deeds.

No. 11, S.,

An act relating to cemetery associations.

No. 170, S.,

An act to empower the board of trustees of any incorporated village, or the common council of any city, to prescribe the duties and qualifications of street commissioners.

No. 129, S.,

An act to authorize the town of Ahnapee to build and maintain a bridge across the Ahnapee river.

No. 37, S.,

An act relating to the appointment of notaries public, and amendatory of chapter 12 of the Revised Statutes, entitled "of notaries public."

No. 168, S.,

An act to amend an act entitled "an act to amend chapter 262 of the laws of 1875, and to amend an act entitled an act to revise, consolidate and amend an act to incorporate the city of Green Bay, and the several acts amendatory thereof," approved March 8, 1875.

No. 102, S.,

An act to amend an act entitled "an act to amend and add to an act entitled 'an act to consolidate chapter 49 of the private and local laws of 1855, entitled an act to incorporate the village of Madison into a separate school district,'" and all acts amendatory thereof, being chapter 203 of the private and local laws of 1867.

No. 182, S.,

An act relating to loans of school and university trust funds to school districts, and amendatory of section 5, chapter 42 of the general laws of 1871.

No. 132, S.,

An act to lay out and establish a state road from the village of Hancock, Waushara county, to the town of Strong's Prairie, in Adams county.

No. 49, S.,

An act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Polk.

No. 105, S.,

An act relating to issuing tax deeds upon certain lands sold for taxes in Jackson county, but now in Wood county.

No. 146, S.,

An act to provide for the alteration and discontinuance of portions of the state road from Black River Falls in Jackson county, to the city of La Crosse, in La Crosse county.

No. 83, S.,

An act relating to the foreclosure of mortgages, and amendatory of chapter 145, of the Revised Statutes, entitled "of actions for the foreclosure of a mortgage," and the acts amendatory thereof.

HARRISON LUDINGTON,

*Governor.*

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## RESOLUTIONS CONSIDERED.

Jt. Res. No. 15, S.,

Relating to State Historical Society.

Senator Hudd moved that further consideration of the resolution be postponed until this evening.

Which motion prevailed.

Senator Rankin moved that order No. 13, bills on their engrossment and third reading, be considered at this time,

Which motion prevailed.

## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 263, S.,

A bill to repeal chapter 184, of the Revised Statutes, entitled "of inquests of the dead."

Was ordered engrossed and read a third time.

No. 260, S.,

A bill to distribute more equally the burdens of taxation in certain counties in this state.

Senator Farr moved that further consideration of the bill be postponed until this evening.

The motion was lost.

The bill was ordered engrossed and read a third time by the following vote:

Ayes—Senators Abert, Arnold, Burrows, Davis, Douglas, Downs, Flint, Grimmer, Hudd, Mumbroe, Reed, Ryan, Schneider, Scott, Williams, Wing—16.

Noes—Senators Barden, Blair, Bones, Cavanagh, Farr, Hathaway, Hiner, Rankin, Richardson, Tate, Torrey, Welch—12.

No. 258, S.,

A bill to amend chapter 19, of the Revised Statutes, relating to roads and bridges.

Senator Schneider moved that further consideration of the bill be indefinitely postponed.

The ayes and noes being demanded, the motion prevailed by the following vote:

Ayes—Senators Abert, Arnold, Blair, Cavanagh, Douglas, Farr, Hiner, Mumbroe, Rankin, Richardson, Ryan, Schneider, Scott, Welch, Williams, Wing—16.

Noes—Senators Barden, Bones, Burrows, Downs, Fifield, Flint, Grimmer, Hathaway, Tate, Van Schaick—10.

No. 46, S.,

A bill to authorize the appointment of a state inspector of oils and to provide for the inspection of illuminating oils manufactured from petroleum or coal oils.

No. 63, S.,

A bill to amend section 3 of chapter 299, of the private and local laws of 1870, entitled "an act to define certain rights and duties of the Beef Slough Manufacturing, Booming, Log Driving and Transportation Company."

Mem. No. 52, S.,

Petition, account and affidavit of Alois Klous, in relation to his claim against the state.

No. 202, S.,

A bill to amend section 1, chapter 121, general laws of 1856, entitled "an act concerning railroads."

Were indefinitely postponed.

No. 78, S.,

A bill to provide for the inspection of illuminating oils, manufactured from petroleum or coal oil.

Senator Fifield offered an amendment,

Which was adopted on the following vote:

Ayes—Senators Abert, Arnold, Blair, Burrows, Cavanagh, Downs, Fifield, Grimmer, Hudd, Richardson, Ryan, Scott, Tate, Williams, Wing—15.

Noes—Senators Barden, Bones, Douglas, Farr, Flint, Hathaway, Hiner, Mumbrue, Rankin, Schneider, Torrey, Welch—12.

Senator Wing offered an amendment, which was adopted.

The ayes and noes being demanded, the Senate refused to order the bill engrossed and read a third time, by the following vote:

Ayes—Senators Blair, Burrows, Cavanagh, Fifield, Grimmer, Hudd, Ryan, Scott, Tate, Williams—10.

Noes—Senators Abert, Arnold, Barden, Bones, Douglas, Downs, Farr, Flint, Hathaway, Hiner, Mumbrue, Rankin, Reed, Richardson, Schneider, Torrey, Welch, Wing—18.

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The Committee on Engrossed Bills have examined and find correctly engrossed, the following bills:

No. 150, S.,

A bill to appropriate to Ira F. Kilmer a sum of money therein named.

No. 263, S.,

A bill to repeal chapter 184, of the Revised Statutes, entitled "of inquests of the dead."

No. 260, S.,

A bill to distribute more equally the burdens of taxation in certain counties in this state.

G. B. BURROWS,  
*Chairman.*

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#### BILLS READY FOR A THIRD READING.

No. 53, S.,

A bill to amend section 1 of chapter 334, general laws of 1876, entitled "an act to authorize the county of Burnett to build and maintain a free bridge across the St. Croix river, in township 38 north, range 20 east."

No. 181, S.,

A bill to amend section 1 of chapter 360, laws of Wisconsin of 1876, entitled "an act to prevent the hunting of deer with dogs."

No. 228, S.,

A bill to codify and amend the laws of this state, relating to garnishees and garnishee proceedings.

No. 263, S.,

A bill to repeal chapter 184, of the Revised Statutes, entitled "of inquests of the dead."

Were severally read a third time and passed.



No. 84, S.,

A bill to appropriate to A. C. Millard, H. B. Palmer and Henry C. Sibree, a sum of money therein named.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Barden, Blair, Bones, Cavanagh, Davis, Douglas, Downs, Farr, Fifield, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Rankin, Reed, Ryan, Scott, Tate, Torrey, Williams, Wing—23.

Noes—Senators Richardson, Welch—2.

No. 178, S.,

A bill to appropriate to Stephen V. Shipman the sum of money therein named.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Arnold, Blair, Davis, Downs, Farr, Fifield, Grimmer, Hiner, Mumbrue, Richardson, Scott, Welch—13.

Noes—Senators Barden, Bones, Flint, Hathaway, Rankin, Reed, Ryan, Tate—8.

No. 260, S.,

A bill to distribute more equally the burdens of taxation in certain counties in this state.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Arnold, Burrows, Davis, Douglas, Downs, Fifield, Flint, Grimmer, Hudd, Mumbrue, Ryan, Scott, Torrey, Williams, Wing—16.

Noes—Senators Barden, Blair, Bones, Cavanagh, Farr, Hathaway, Hiner, Rankin, Richardson, Tate, Van Schaick, Welch—12.

No. 150, S.,

A bill to appropriate to Ira F. Kilmer a sum of money therein named.

Was read a third time and passed by the following vote:

Ayes—Senators Abert, Arnold, Blair, Burrows, Cavanagh, Douglas, Farr, Fifield, Flint, Grimmer, Hathaway, Hiner, Hudd, Ryan, Schneider, Scott, Tate, Torrey, Van Schaick, Welch, Wing—21.

Noes—Senators Barden, Downs, Richardson—3.

No. 229, S.,

A bill to authorize a change of the place of trial in certain cases.

Was read a third time and passed and the title amended so as to read as follows:

A bill relating to evidence, and amendatory of section 2 of chapter 134 of the general laws of 1858.

M. C. No. 12, A.,

Memorial to Congress for a survey of Wolf river, from Lake Poygan to the mouth of Red river.

No. 190, A.,

A bill relating to and amendatory of section 1, chapter 38, laws 1874, entitled "an act to ascertain annually the number of the principal farm products of the state."

No. 265, A.,

A bill to authorize James Hewitt to maintain a dam across Wedge's Creek, in Clark county, Wisconsin.

No. 298, A.,

A bill requiring Christian Burkhardt his heirs and assigns, to sluice logs through a certain dam on Willow river, now owned by him, and to authorize the collection of tolls for such sluicing.

No. 373, A.,

A bill to authorize the town of Menasha, in the county of Winnebago, to take up and liquidate its bonded indebtedness.

Were severally ordered to a third reading.

The amendments to

No. 453, A.,

A bill to provide for the appointment of five commissioners, who shall furnish to the next legislature certain information.

Were severally read a third time and concurred in.

No. 178, A.,

A bill to extend the time for the construction of the North Wisconsin Railway, and to waive the forfeiture therein referred to.

Was read a third time and concurred in by the following vote:

Ayes—Senators Abert, Arnold, Blair, Bones, Burrows, Cavanagh, Douglas, Downs, Farr, Fifield, Grimmer, Hathaway, Hiner, Hudd, Mumbruc, Reed, Ryan, Schneider, Scott, Tate, Torrey, Van Schaick and Wing—23.

Noes—Senators Barden, Davis, Flint, Richardson and Welch—5.

No. 186, A.,

A bill relating to iron and other ores and minerals, and other substances, and to the assessment of lands containing such ores, or minerals, for taxation.

Was read a third time and concurred in by the following vote:

Ayes—Senators Barden, Blair, Burrows, Downs, Farr, Fifield, Grimmer, Hathaway, Hiner, Ryan, Tate, Van Schaick—12.

Noes—Senators Arnold, Cavanagh, Douglas, Flint, Hudd, Rankin, Reed, Richardson, Schneider, Welch, Williams—11.

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### BILLS ON THEIR THIRD READING.

No. 100, A.,

A bill to amend section 9, of chapter 3, of chapter 184, of the laws of 1874, entitled "an act to consolidate, revise and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof."

Senator Cavanagh moved to lay the pending amendment on the table.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Abert, Cavanagh, Davis, Fifield, Flint, Hudd, Rankin, Reed, Ryan, Schneider, Williams—11.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Grimmer, Hiner, Richardson, Scott, Tate, Torrey, Van Schaick, Welch, Wing—17.

The pending amendment was adopted.

Senator Downs moved to reconsider the vote by which the first amendment offered last night was adopted, which motion prevailed by the following vote :

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Grimmer, Hathaway, Hiner, Scott, Tate, Torrey, Van Schaick, Welch, Wing—17.

Noes—Senators Abert, Cavanagh, Davis, Fifield, Flint, Hudd, Mumbrue, Rankin, Reed, Richardson, Ryan, Schneider, Williams—13.

Senator Downs offered the following amendment to the amendment :

Amend the amendment to section 2, by adding after the word "provided" the following: That the said common council in its discretion may reject any and all bids that shall be deemed by them exorbitant or too high and in case of the rejection of all bids for such cause, it shall thereupon be the duty of said common council to re-advertise for proposals for such printing in the same manner as provided by this act.

The amendment was adopted and the bill was ordered to a third reading by the following vote :

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Douglas, Downs, Farr, Hathaway, Hiner, Scott, Tate, Torrey, Van Schaick, Welch—15.

Noes—Senators Abert, Cavanagh, Davis, Fifield, Flint, Grimmer, Hudd, Mumbrue, Rankin, Reed, Richardson, Ryan, Schneider, Williams—14.

No. 425, A.,

A bill to authorize the county board of supervisors of the county of Adams to sell and dispose of the lands owned by said county for the purposes therein set forth.

Senator Welch offered the following amendment :

Amend section 1 by adding to the end thereof: *Provided*, the question of furnishing such aid shall be first submitted to a vote of the qualified electors of said county, as now provided by law in such cases, and decided in the affirmative by a majority of the votes on that subject.

The amendment was adopted by the following vote :

Ayes—Senators Davis, Douglas, Farr, Flint, Hathaway, Hiner, Hudd, Reed, Welch—9.

Noes—Senators Arnold, Barden, Bones, Downs, Grimmer, Scott, Tate, Torrey—8.

Senator Hudd moved that the Senate take a recess until 7:30 this evening.

Which motion was lost.

Senator Barden moved to reconsider the vote by which the amendment offered by Senator Welch was adopted.

Senator Hudd moved that the Senate adjourn until 7:20 this evening.

The ayes and noes being demanded, the motion was lost by the following vote :

Ayes—Senators Blair, Davis, Downs, Hiner, Hudd, Williams—6.  
Noes—Senators Arnold, Barden, Bones, Burrows, Douglas, Farr,  
Flint, Grimmer, Hathaway, Richardson, Scott, Tate, Torrey, Van  
Schaick, Wing—15.

On motion of Senator Tate,  
The Senate took a recess until 7:15 this evening.

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7: 15, P. M.

The Senate met pursuant to adjournment.  
The President *pro tem.* presiding.  
On motion of Senator Torrey,  
No. 179, A.,  
Was recalled from the Assembly.

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### COMMUNICATIONS.

The President presented the following communication :

*To the Honorable, the Senate:*

In behalf of the Historical Society, as well as in my own behalf, I desire to make this communication. The report of the Special Committee of the Senate, with reference to the society, made last evening, seems to call for a respectful notice.

With regard to the legal connection between the state and the society, I need only say this. I have invariably stated in my own behalf, and, as I believe, expressive of the general view taken of it by the officers and members of the society, to members of the legislature and others, that the state, doing so much for the society, ought to be protected against any alienation of the library and collections; that these should be faithfully preserved intact, for the benefit of the citizens of Wisconsin forever; that if the present restraints were not regarded as sufficient, they should be made stronger. With the many years' labors and efforts I have made in the society's interest, in literally begging for innumerable gifts for the institution, and on a very small salary, I, for one, would feel mortified if, by any possibility, these collections should be finally squandered or dispersed, and the noble object of their collection defeated.

I very much question whether the management of the society, if left to the result of political changes, would be so well for the society and the people. Like our supreme court and board of regents of the university, stability, not frequent change, is necessary. Trained men are needful for the success of such a society and such a library—men thoroughly familiar with the

details of our history, and thoroughly familiar with books, the best editions, their values, and their appropriateness in both their moral and intellectual bearing for a public library.

In the recent government report on the public libraries of this country, it is stated of the Philadelphia library, founded in part by Dr. Franklin, and its twin associate, the Loganian library: "Rotation in office has not yet invaded this venerable institution. It has happened more than once in its history that directors have held office for over fifty years; and during the last ninety years there have been only four librarians and five secretaries. Since 1750 the Loganian library has had but six librarians." And our Wisconsin Historical Society can assert that quite a number of its board of officers have filled their places continuously since its reorganization in January, 1854—Gen. Simeon Mills, Prof. O. M. Conover, Prof. S. H. Carpenter, and the late Dr. I. A. Lapham, among the number; while Gen. David Atwood, Judge Orton, and others, became connected with its management very soon thereafter.

With reference to the management of the society, and the expenditure of its funds, this explanation seems proper: All such bodies must rely on some person or persons to make its purchases, as legislative bodies delegate power for the purchase of stationery, printing paper, and fixtures, and repairs, or for the erection of public buildings. Our society is no exception to this general rule. To the committee on library purchases is assigned this duty; and the books are purchased with the approval of this committee or a majority of it. I never knew them, with perhaps a single exception, divided in their judgment. It was surely a slip of the pen when I used the word "I" instead of "and," in my great haste to comply with the wishes of the Select Senate Committee, in answering their written inquiries, thus making me say, that I alone fix the bids for books; for the librarian, at least, aids in this matter. I could not possibly know, as a matter of memory, except in comparatively few instances, whether the society possesses a certain work or not; hence the librarian must of necessity be consulted to ascertain whether the book I may have marked opposite to its title on the auction or sale catalogue, may not already be in the library, if not, then consult freely with him, and with Mr. Conover, the other member of the committee; also in all important matters about the desirableness of the work, and fix upon the maximum bid. In consequence of the carefulness with which these bids are made, we seldom secure one-half of the whole number; and, in some cases, like that of the sale of the Drake Antiquarian library at Boston, or the Field or Menzies' libraries at New York, not probably a quarter.

Nor does the corresponding secretary alone determine what

relics or other suitable material should be purchased. So far as I can recall, the only relic, until the purchase of the Perkins' collection, the society ever purchased, or rather in this case, exchanged for, was a rare article found in Wisconsin, for which the library committee, not the secretary alone, offered an exchange of some duplicate books, which was accepted.

The Perkins' collection of Wisconsin antiquities, numbering altogether over nine thousand, was the result of many years of laborious toil and effort, Mr. Perkins traveling over large distances of territory, and expending much time and money in making the collection. The price is regarded as reasonable; and the collection was then eagerly sought after by the Smithsonian Institution, and an archæological association at Detroit; but Mr. Perkins very naturally took a pride in having it preserved in and by the state where he had resided from infancy.

It is a mistake, however, that the purchase of this pre-historic collection was made by the "sole and unlimited power of the corresponding secretary." At quite a full meeting of the executive committee of the society, December 21, 1875, Judge H. S. Orton, one of the vice presidents, in the chair, letters were read from Mr. Perkins, consenting to sell his collection to the society for four thousand dollars—the lowest amount he would take for it, payable in four equal annual installments, without interest.

The record of the proceedings of the society then states: "Prof. J. D. Butler, who had seen the collection, spoke at length of its value and uniqueness—that so far as the copper collection is concerned, it is the largest ever made. Remarks were also made by Judge Orton, Mr. Draper, Prof. Parkinson, Mr. Chapman, Prof. Conover, and Dr. Hobbins, expressing the desirableness of securing so valuable a collection while it may be had. It was unanimously

*"Resolved,* That Messrs. Draper and Butler be requested to examine the collection of Wisconsin antiquities made by Mr. F. S. Perkins, of Burlington; and if, in their judgment, it is desirable, they be and are hereby authorized to purchase the said collection, with its appurtenances, for the society, for such sum as they may agree upon, not exceeding four thousand dollars, payable in installments of five hundred dollars annually, without interest, the first payment to be made within thirty days of the completion of the purchase."

At the time fixed for going, Prof. Butler had an engagement elsewhere he could not postpone; but expressed his decided judgment in favor of the purchase, as he had but a few weeks before thoroughly examined the whole collection. I had consequently to go without him, much to my regret; and had to go then, as Mr. Perkins had made an appointment to visit,

in a few days, Mr. Hubbard, of the Detroit Archæological Association, and no postponement could be made. Finding the collection to correspond with the representations of Mr. Perkins, Prof. Butler, and others, and being able to arrange with Mr. Perkins substantially in accordance with the instructions of the society, the contract was concluded—the collection transferred to the society—and with the fine Lapham collection of natural history—for which the state paid two and a-half times as much—made a most interesting and attractive display at the great centennial exhibition at Philadelphia, as may be seen in the report of our state centennial commissioners, and the fitting award accorded to it.

It is also a mistake that "every article or parcel intended for the Historical Society is first carried to the secretary's private residence, there opened, inspected and looked over, before the articles are placed in the rooms of the society." All boxes and parcels for the society are invariably delivered at the library, except in rare instances when some small parcel comes by mistake of the sender, directed to the secretary individually; and then when by any label it is known to be for the society, it is taken to the library unopened; and whether opened or not, the librarian has the bill of purchase before him to check off the books, and see that they correspond with the bill, and then enters them by title in the proper record book. The librarian, assistants, and freight and express deliverers can attest to the correctness of this statement.

I have not been in the habit of keeping copies of ordinary letters, written for temporary purposes in the society's behalf, and simply because I did not think it was necessary. The constitution, in defining the secretary's duties, mentions that he "shall keep copies of *important* official letters written by him." But in the case of orders sent for books, a memorandum is entered in a purchase book, with the titles, and bids, if at auction; and the prices, if ordered from a priced catalogue. So that a record is preserved of what it is deemed proper to retain, with whatever directions are given as to the mode of forwarding the books. To keep a copy of every letter written, begging a book, or a pamphlet, from an author, or a missing newspaper from a publisher, or in reply to some unimportant inquiry, or other comparatively trivial matters of constant occurrence many hundreds of times in a year, would seem to be a large waste of time. I may err in this; if so, it is surely from no improper motive. All letters received are consecutively filed and preserved.

I am ignorant of any circular ever having been printed in the society's behalf, and distributed solely for the advancement

of private interests. Certainly none such was ever ordered or designed for such a purpose.

It is furthermore an error that the state has no share in the management of the society; for, by provision of law, the governor, secretary of state, and state treasurer, are *ex-officio* members of the executive committee, for the especial purpose of "representing the state therein, and having a watch-care of its interests." These state officers are regularly notified of the business meetings of the society, and their presence is always most agreeable.

Our Historical Society and its rich library have a history. They could never have been a success without state aid; nor a success without individual effort and persistence. Many spasmodic efforts have been made in various portions of the country in behalf of historical societies and public libraries, and have failed for want of proper aid, and enlightened perseverance. Ours has fortunately, been a success—one of the most so of any in the country. The leading men of Wisconsin, of all shades of opinion, have, during the past quarter of a century, given it their cordial encouragement, both in and out of the legislature. The heartiness of this feeling was shown in the memorials presented to the last legislature, asking for a small increase of the annual appropriation to the society—memorials from the president and faculty of the State University, another from two hundred students of the university; from President Whitford of Milton College, and from many others in various parts of the state. The large number of our citizens who constantly consult the library, from all parts of the state, and some from other states, evince its value and usefulness. It is becoming more and more every year an important appendage to the university, furnishing intellectual food which cannot be supplied by the recitation room. Among its nearly three thousand bound volumes of newspaper files, we have there—and there only—a record of the successive growth and improvement of our several counties, towns, and cities; and there only a record of important published legal notices of every section of the state not unfrequently of the utmost importance in our courts. It has been particularly the aim of the society to make its collections as complete as possible in all treatises, reports and documents which may be of assistance in the labors of legislation. Our late board of railroad commissioners were greatly aided in their labors by the large number of railroad records and reports collected by the society; and this is true also with regard to our geological commission. In the crudeness of our legislation, as in other directions, we need to know what other states have done, and how their experiments have succeeded.



The society has been the means of collecting more complete details of Wisconsin's early and progressive history than has probably been saved by any other state—and certainly any other western state. It has excited a love of historical study and investigation; it has greatly aided our university; it has rendered important aid to the legislature, to state officers, and our supreme court; and has, in many ways, been doing a work in disseminating intelligence, which proves it a most important co-adjutor of our splendid system of public education. Nor should the fact be overlooked, that the society's collection of British and American patent office reports, between three and four thousand in number, is not excelled, and seldom equaled in this country. They are much consulted by persons of inventive genius.

For many years the state has pursued the policy of aiding the society in collecting and preserving the record of the early annals of Wisconsin while yet within reach, and in building up a large central consulting library. It has assisted in this by assigning rooms for its occupancy, publishing its collections and catalogues, paying its employees, and furnishing means for purchasing books, and binding newspaper files and other publications.

Two years ago the legislature practically resolved to make the society's book-collection the state library, in all save works on law and legislation—transferring to its shelves all the miscellaneous books in the state library proper, save a few reference volumes; and, at its last session, moderately increasing the annual appropriation, to enable the society, in some measure, to meet the growing demands for additional facilities for literary and scientific investigation in various directions. By this policy the state has earned an enviable reputation all over the country, and has secured a library of great value, for its judicious selection in all useful departments of literature. The question now arises, whether the state should reverse or cripple this policy.

Comparing the cost of maintaining the library of the State Historical Society with that of other leading libraries of the country, it will be found to be moderate. The Boston Public Library, one of the largest in the union, having some 237,000 volumes, expends yearly about \$132,000, of which over \$60,000, nearly one-half, is for the salaries of its employees. The Cincinnati Public Library, with 78,000 volumes, expends \$26,000 alone for salaries; while the Chicago Public Library, with 49,000 volumes, expends nearly \$44,000 a year, of which \$14,720 is for salaries.

Our State Historical Society, with its some 36,000 bound volumes, and more than as many documents and pamphlets, costs

for salaries, including the janitor assigned by the governor, \$4,670 a year. The aggregate amount of the annual appropriation to the society, from its commencement, in 1854, to and including the present year, making a period of twenty-four years, is \$46,000; out of which \$500 a year, since 1870, has been paid an assistant librarian, and \$1,250 on account of the pre-historic collection—leaving about \$40,000 that has been expended in money on the library proper. Persons well acquainted with public libraries have expressed their wonder that so large a collection of valuable books has been made by so small an expenditure.

It is said that the librarian and secretary have done some outside work, for their own benefit. This is, to some extent, true; but it is also true that the secretary, then well known for his antiquarian pursuits and collections, was, in 1852, invited by Gov. Farwell, H. S. Orton and Judge Larrabee, to remove from his then residence near Philadelphia, and settle in Madison, with a view of building up a worthy historical society and library for Wisconsin, which then had one only in name. He came here that year, and labored zealously in this cause, furnishing, most of the time, his own stationery and postage, and getting no salary until 1855—and then only \$500 a year; and when subsequently this was increased to \$1,000, as the society grew into importance, and a librarian had become a necessity, he divided his salary equally with the present librarian—the society adding a hundred dollars a year to the latter's amount. Their salaries were gradually increased—the secretary's finally to \$1,200, and the librarian's to \$1,600. Of course, in those early years, neither could or did live on the pittance they got from the state—the secretary drawing on a small inheritance he had received, and part of the time keeping boarders, and the librarian, who had a large family, receiving aid from a brother.

During the long years the secretary has labored for the society, his average salary has been about eight or nine hundred dollars a year, and the librarian's something more. The secretary, years ago, was solicited to take charge of a public library, on two thousand dollars a year, which he declined, preferring to devote himself to the building up of a large and useful library in his adopted state. He could, as he believes, and as others believe, command a salary of three thousand dollars. The librarian of the Chicago Library gets \$3,000 a year; Prof. J. W. Hoyt, it was understood, received for one half of his time, two thousand dollars a year to superintend the Chicago Historical Society, just before the great fire.

In view of the small salaries given to the librarian and secretary of our historical society, and the early sacrifices they made to give life and success to the effort, would it not be unjust and

ungenerous in a great state to find fault with them for doing some outside work, when they have fulfilled all the duties assigned them? If this is to be regarded as a crime, then such men as George Bancroft, Jared Sparks, the presidents and professors of many of our universities and colleges should be branded as equally guilty; for they, while holding important official positions, did outside literary work. But the world—the better thinking classes—does not condemn them for the additions they made to the sum of human knowledge. And not a few men in public employ, possibly even some members of legislatures, do not deem it in any sense a wrong to give some attention to their private affairs.

Are men who have confessedly done the state some service—who have made sacrifices and self-denials to build up an institution which has accomplished an inestimable amount of good and has added largely to the reputation of the state—are such men to be struck down, even though they had made some mistakes and committed some errors of judgment? From presidents down to members of the legislature, none can justly claim exemption from mistakes and errors; and claiming charity for ourselves, we should exercise it towards others.

Whatever mistakes I may have committed have been only errors of judgment. That I have devoted the best years of my life, largely to the neglect of private interests, for the honor and intellectual advancement of the people of Wisconsin, I feel that *Time* will accord to me; and it is comforting to realize that I have done it unselfishly and without clamoring for a large salary.

That I have studied for the best interests of the Historical Society—to secure only the best books at the lowest prices—that I have faithfully, so far as my influence and action have gone, endeavored to make every dollar expended bring its proper return—that I have not purloined from the society's collections in any manner—are declarations I shall make till my dying day. And I cannot refrain from closing with the expression of my deepest conviction, that had I served myself with half the zeal I have endeavored to serve the people of my adopted state, I should not now, in my old age, beyond three score years, be under the unpleasant necessity of making this explanation.

Very respectfully,

LYMAN C. DRAPER.

MARCH 6, 1877.

## REPORTS OF COMMITTEES.

The Committee on State Affairs to whom was referred

Jt. Res. No. 8, S.,

Relating to removing the remains of Hon. A. W. Randall to Wisconsin.

Have had the same under consideration, and instructed me to report it back without recommendation.

O. C. HATHAWAY,

*Chairman.*

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The Committee on Agriculture to whom was referred

No. 65, A.,

A bill relating to the assessment of property for taxation and the levy of taxes thereon, and amendatory of section 33, of chapter 130, of the laws of 1868.

Have had the same under consideration, and report the same back with the recommendation that it be indefinitely postponed.

ALEX. A. ARNOLD,

*Chairman.*

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The Committee on Education, to whom was referred

No. 208, A.,

A bill to prohibit the employment of children under twelve years of age, in factories.

No. 352, A.,

A bill relating to the election of county superintendents of schools.

Have had said bills under consideration, and instructed me to report the same back with amendments, and the recommendation that they be concurred in when so amended.

H. RICHARDSON,

*Chairman.*

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The Committee on Town and County Affairs, to whom was referred

No. 70, A.,

A bill relating to the liability of counties in certain cases, and amendatory of section one (1) of chapter 35, of the general laws of 1860, entitled an act to limit the liability of counties in certain cases.

Have had the same under consideration, and report the same back to the Senate with the recommendation that it be concurred in.

MARK DOUGLAS,

*Chairman.*

## REPORTS OF SELECT COMMITTEES.

The Select Committee to whom was referred

No. 256, A.,

A bill to discontinue a state road from Chippewa Falls in Chippewa county, to Augusta in the town of Bridge Creek, in Eau Claire.

Has had the same under consideration and reports the same back with the recommendation that it be concurred in.

R. J. FLINT,  
*Committee.*

## MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has concurred in

No. 161, S.,

A bill relating to corporations organized under provisions of chapter 113 of the laws of 1874.

No. 261, S.,

A bill to legalize the acts of joint district No. 4, of the city and town of Manitowoc.

No. 156, S.,

A bill to regulate the use of the great seal and to establish a lesser seal.

No. 60, S.,

A bill to legalize the organization of school district No. 2, in the town of Little Wolf, Waupaca county.

No. 174, S.,

A bill relating to the fees of sheriffs and referees.

No. 21, S.,

A bill to appropriate to the State Hospital for the Insane, a sum of money therein named for the payment of current expenses, for permanent improvements and for miscellaneous expenses.

No. 211, S.,

A bill to appropriate to the Northern Wisconsin Agricultural and Mechanical Association a sum of money therein named.

And has amended and concurred in as amended

No. 189, S.,

A bill to appropriate to the Wisconsin State Agricultural Society a sum of money therein named.

And refuses to concur in

No. 186, S.,

A bill in relation to the county and state canvass of votes.

And return you

No. 179, A.,

A bill relating to the improvement of certain portions of the Embarrass river, and amendatory of chapter 249 of the laws of 1876.

## ASSEMBLY MESSAGE CONSIDERED.

No. 179, A.,

Senator Flint moved that the vote by which this bill was indefinitely postponed, be reconsidered.

Which motion prevailed.

The Senate then refused to order the bill to a third reading.

The Senate refused to concur in the Assembly amendments to No. 189, S.,

A Committee of Conference being asked for, the Chair appointed as managers on part of the Senate, Senators Arnold, Barden and Rankin.

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MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Speaker has appointed as committee of conference on the part of the Assembly, on Assembly amendments to No. 189, S., Messrs. Field, Dousman and McCarty.

And the Assembly refuses to concur in Senate amendments to No. 5, A.,

A bill to amend section 44 of chapter 165, of the Revised Statutes, entitled "of offenses against property, and the act amendatory thereof."

And asks for a committee of conference on said bill, and has appointed Messrs. Hubbard, Cash and McCollum as managers on the part of the Assembly.

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ASSEMBLY MESSAGE CONSIDERED.

It having been ordered that the Senate agree to a committee of conference on No. 5, A., the President appointed Senators, Downs, Burrows, and Ryan as managers on the part of the Senate.

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RESOLUTIONS CONSIDERED.

Jt. Res. No. 15, S.,

Relating to the State Historical Society.

Senator Hudd raised the point of order, that the resolution was out of order.

Senator Welch appealed from the decision of the chair.

The question being, shall the chair be sustained,

The ayes and noes being demanded, the decision of the chair was sustained by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows,

Cavanagh, Davis, Douglas, Downs, Flint, Grimmer, Hathaway, Hudd, Mumbrue, Schneider, Scott, Torrey, Wing—19.

Noes—Senators Tate, Welch—2.

Senator Wing moved that all rules be suspended interfering with the final disposition of the bills on the calendar.

Which motion was lost by the following vote :

Ayes—Senators Arnold, Blair, Davis, Douglas, Farr, Hathaway, Van Schaick, Wing—8.

Noes—Senators Abert, Bones, Cavanagh, Downs, Flint, Grimmer, Hiner, Hudd, Mumbrue, Rankin, Reed, Ryan, Schneider, Scott, Tate, Torrey, Williams—17.

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### BILLS ON THEIR THIRD READING.

No. 318, A.,

A bill to amend chapter 127 of the laws of 1874, entitled "an act to incorporate the city of Menasha, and as amended by chapter 343 of the laws of 1875.

No. 324, A.,

A bill to amend section 1 of chapter 227 of the laws of 1876, entitled "an act to provide for the recording of the lands of the Wisconsin Railroad Farm Mortgage Land Company in the register's office of the several counties in which such lands are situated."

No. 334, A.,

A bill to authorize John T. Kingston, John Smart, Wm. Woock, and their associates to build and maintain a bridge across the Wisconsin river, and authorizing certain towns to grant aid therefor.

No. 337, A.,

A bill to regulate fees in settlement of particular estates in the county court for Milwaukee county, in probate.

No. 357, A.,

A bill relating to the protection of the capitol and the capitol park, in the city of Madison, and amendatory of section 3 of chapter 117 of the laws of 1870.

No. 439, A.,

A bill to appropriate to Henry Fink a sum of money therein named.

No. 99, A.,

A bill to provide for the establishment of a hospital and school for imbecile, idiotic or feeble-minded children.

No. 114, A.

A bill relating to public printing, and amendatory of section 16, of chapter 243, of the laws of 1874.

No. 300, A.,

A bill declaring certain portions of Springstreet road in the town of Wauwatosa, a county highway, and providing for the improvement thereof.

No. 261, A.,

A bill to amend chapter 278, laws of 1874, entitled "an act to incorporate the city of Shawano."

No. 391, A.,

A bill to repeal chapter 313 of the private and local laws of 1869, relating to certain overflowed and swamp lands in the county of Portage.

No. 378, A.,

A bill to amend section 41, of chapter 1, of chapter 148, of the general laws of the year 1873, entitled "an act to incorporate the city of Boscobel, as amended by section 2, of chapter 84, of the general laws of Wisconsin for 1875.

Were severally ordered to a third reading.

No. 370, A.,

A bill relating to a dam on Little Wolf river, in Waupaca county, and amendatory of section 4 of chapter 169 of laws of Wisconsin for 1875.

Senator Mumbue moved to indefinitely postpone the bill.

The ayes and noes being demanded, the motion was lost by the following vote:

Ayes—Senators Abert, Arnold, Cavanagh, Davis, Downs, Grimmer, Hudd, Mumbue, Reed, Ryan, Schneider, Williams—12

Noes—Senators Barden, Bones, Burrows, Douglas, Farr, Flint, Hathaway, Hiner, Rankin, Scott, Tate, Torrey, Van Schaick, Welch, Wing—15.

The bill was then ordered to a third reading by the following vote:

Ayes—Senators Barden, Bones, Burrows, Douglas, Farr, Flint, Hathaway, Hiner, Rankin, Scott, Tate, Torrey, Van Schaick, Welch, Wing—15.

Noes—Senators Abert, Arnold, Cavanagh, Davis, Downs, Grimmer, Hudd, Mumbue, Reed, Ryan, Schneider, Williams—12.

No. 366, A.,

A bill relating to a dam across Little Wolf river, in Waupaca county, and amendatory of section 4, chapter 159, of the laws of Wisconsin for 1873.

Was ordered to a third reading by the following vote:

Ayes—Senators Barden, Blair, Burrows, Douglas, Farr, Flint, Hathaway, Hiner, Rankin, Scott, Tate, Torrey, Van Schaick, Welch, Wing—15.

Noes—Senators Abert, Arnold, Bones, Cavanagh, Davis, Downs, Grimmer, Hudd, Mumbue, Reed, Richardson, Ryan, Schneider, Williams—14.

No. 438, A.,

A bill to appropriate to Peter Salentine a sum of money therein named.

The amendments reported by the committee were rejected by the following vote:

Ayes—Senators Barden, Douglas, Hathaway, Richardson, Welch—5.

Noes—Senators Abert, Arnold, Blair, Bones, Cavanagh, Davis, Downs, Farr, Grimmer, Hiner, Hudd, Mumbue, Rankin, Reed, Ryan, Schneider, Scott, Tate, Williams, Wing—20.

The bill was then ordered to a third reading.



No 341, A.,

A bill relating to the revision of the statutes, and amendatory of chapter 203, of the laws of 1875.

Senator Barden offered the following amendment:

Add a new section to stand as section 3, and re-number the following sections:

Section 3. The revisers shall furnish to the state printer from time to time, as the various chapters of their work shall be completed, all such completed portions of their work. Said chapters shall be given their proper numbers, and the state printer shall print 500 copies of each chapter in a solid form, the pages to be at least the size of the pages of the present Revised Statutes, with a margin of three inches on one side, and shall lay the same before the legislature on the first day of the next session of the legislature.

Senator Wing offered the following amendment to the amendment:

Amend the amendment by striking out the words "at least the size of the Revised Statutes," and insert the words "of such size as the revisers and judges of the Supreme Court shall direct."

The amendment was adopted.

The amendment as amended was adopted, and the bill was ordered to a third reading.

No. 177, A.,

A bill to improve Cunningham creek, in Clark county, Wisconsin, and to grant to Chauncey Blakeslee, his successors or assigns, certain powers and privileges therein named.

Senator Douglas offered the following amendment:

Amend, by striking out the word "successors" wherever it occurs and insert the word "heirs" in place thereof.

The amendment was adopted, and the bill was ordered to a third reading.

No. 112, A.,

A bill to provide for the purchase of paper required for public printing and blank books, amendatory of section 1 of chapter 200 of the laws of 1874.

Senator Davis offered the following amendment:

Amend by adding after the word "thirty," the words "of the laws of 1874," in the second line of section 1.

The amendment was adopted, and the bill was ordered to a third reading.

No. 170, A.,

A bill to authorize Duncan and Taylor to maintain dams upon Silver Creek and its tributaries, in Lincoln and Taylor counties.

Senator Flint offered the following amendment:

Amend section 2, by striking out the words "without making compensation therefor, as now provided by laws in relation to mills and mill dams," where they occur in lines five and six of the printed bill.

The amendment was adopted, and the bill was ordered to a third reading.

The amendments to

No. 278, A.,

A bill relating to swamp and overflowed lands in the counties of Manitowoc and Calumet.

No. 340, A.,

A bill in relation to the release of dower in real estate by insane persons.

Were adopted, and the bills were ordered to a third reading.

No. 115, A.,

A bill to authorize Albert M. Woodbury to build and maintain a pontoon bridge across the Wisconsin river, from some point in the northwest quarter of section No. nineteen (19), in township No. eight, north of range No. three east, in Iowa county, Wisconsin, to some point in section No. twelve, in township No. nine, north of range No. three east, in Sauk county, Wisconsin.

On motion of Senator Downs

The rules were suspended and the bill was read a third time and concurred in.

No. 389, A.,

A bill to amend section 1 of chapter 303 of the general laws of 1873, entitled "an act to amend chapter 58, of the Revised Statutes," and the act amendatory thereof, entitled "of weights and measures."

The Senate refused to order the bill to a third reading.

No. 421, A.,

A bill to repeal chapter 26, of the general laws of 1871, relating to towns and town officers,

Was indefinitely postponed.

No. 425, A.,

A bill to authorize the county board of supervisors of the county of Adams to sell and dispose of all the lands owned by said county for the purposes therein set forth.

The question being on the reconsideration of the vote by which the amendment offered by Senator Welch this morning was adopted, the vote was reconsidered and the amendment was rejected.

Senator Welch offered the following amendment:

Amend by striking out the words "county of Adams," and insert "counties of Adams and Sauk."

The amendment was adopted.

Senator Welch moved that the vote by which the amendment was adopted be reconsidered.

Which motion prevailed.

The amendment was then rejected, and the bill was then ordered to a third reading.

No. 2, A.,

A bill relating to hawkers and peddlers, and amendatory of chapter 72, of the laws of 1870, as amended by chapter 395, of the laws of 1876.

The amendments reported by the committee were rejected by the following vote:

Ayes—Senators Hiner, Hudd, Rankin, Ryan, Williams, Wing  
—6.

Noes—Senators Barden, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Flint, Grimmer, Mumbrue, Reed, Schneider, Tate, Torrey, Van Schaick, Welch—17.

Senator Wing offered the following amendment :

Amend by striking out the proviso in section 3.

The amendment was adopted by the following vote :

Ayes—Senators Abert, Arnold, Bones, Cavanagh, Douglas, Farr, Hiner, Hudd, Rankin, Richardson, Ryan, Van Schaick, Williams, Wing—14.

Noes—Senators Barden, Burrows, Davis, Downs, Flint, Grimmer, Hathaway, Mumbrue, Reed, Tate, Torrey, Welch—12.

Senator Wing offered the following amendment :

Amend by inserting the word " employe " after the word " him- self " where it first occurs in the third section.

Senator Bankin moved to lay the amendment on the table.

The ayes and noes being demanded, the motion was lost by the following vote :

Ayes—Senators Hiner, Hudd, Rankin, Richardson, Ryan, Williams—6.

Noes—Senators Abert, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Flint, Grimmer, Hathaway, Mumbrue, Reed, Schneider, Tate, Torrey, Van Schaick, Welch, Wing—21.

The amendment was adopted.

Senator Hudd offered the following amendment :

Amend by striking out section 4.

The amendment was lost by the following vote :

Ayes—Senators Abert, Blair, Cavanagh, Davis, Douglas, Hiner, Hudd, Rankin, Richardson, Ryan, Schneider, Williams, Wing—13.

Noes—Senators Arnold, Barden, Bones, Burrows, Downs, Flint, Grimmer, Hathaway, Mumbrue, Reed, Tate, Torrey, Van Schaick, Welch—14.

Senator Burrows moved the previous question.

The motion having received a second, Senator Wing moved

#### A CALL OF THE SENATE.

The call being seconded, the roll was called, and all the Senators found to be present except Senators Fifield, Mitchell, Sacket, Scott, and Treat, Senators Fifield, Mitchell and Treat being absent on leave.

Senator Welch moved that further proceeding under the call be dispensed with,

Which motion was lost by the following vote :

Ayes—Senators Arnold, Barden, Blair, Burrows, Douglas, Downs, Hiner, Mumbrue, Richardson, Scott, Torrey, Welch—12.

Noes—Senators Abert, Bones, Cavanagh, Davis, Farr, Flint, Grimmer, Hudd, Rankin, Reed, Ryan, Tate, Van Schaick, Williams, Wing—15.

The Sergeant-at-Arms proceeded for the absentees, and returned and made the following report :

Mr. PRESIDENT: I would respectfully report that Senators Sacket and Scott are now in attendance.

H. H. TAYLOR,  
*Assistant Sergeant-at-Arms.*

Senator Wing moved to adjourn,  
Which motion was lost by the following vote:

Ayes—Senators Abert, Cavanagh, Ryan, Sacket, Schneider, Williams, Wing—7.

Noes—Senators Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Rankin, Reed, Scott, Tate, Torrey, Van Schaick, Welch—21.

The main question was then ordered by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Flint, Grimmer, Hathaway, Hiner, Mumbrue, Sacket, Scott, Tate, Torrey, Van Schaick, Welch—19.

Noes—Senators Abert, Cavanagh, Farr, Hudd, Richardson, Ryan, Schneider, Williams, Wing—9.

The bill was then ordered to a third reading, by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Flint, Grimmer, Hathaway, Hiner, Mumbrue, Reed, Sacket, Scott, Tate, Torrey, Van Schaick, Welch—20.

Noes—Senators Abert, Cavanagh, Farr, Hudd, Rankin, Richardson, Ryan, Schneider, Williams, Wing—10.

Senator Downs called up the motion to reconsider the vote indefinitely postponing

No. 212, S.,

A bill to authorize the secretary of state to audit certain necessary expenses of late treasury agent.

The question being, shall the vote by which this bill was indefinitely postponed be reconsidered,

Senator Welch moved to lay the motion on the table.

The ayes and noes being demanded, the motion prevailed by the following vote:

Ayes—Senators Arnold, Barden, Bones, Burrows, Douglas, Downs, Farr, Flint, Hathaway, Richardson, Scott, Torrey, Van Schaick, Welch, Wing—15.

Noes—Senators Abert, Blair, Cavanagh, Davis, Grimmer, Hiner, Hudd, Mumbrue, Rankin, Reed, Ryan, Schneider, Tate, Williams—14.

The Committee on Conference on the disagreeing votes of the two houses on the amendments of the Assembly to

No. 189, S.,

A bill to appropriate to the State Agricultural Society a sum of money therein named.

Having met after a full and free conference, have been unable to agree.

Managers on the part of the Senate;

JOSEPH RANKIN.  
ALEX. A. ARNOLD.  
L. W. BARDEN.

Senator Arnold moved that the Senate ask for a new committee of conference on No. 189, A.

Which motion prevailed, and the chair appointed as managers, on part of the Senate, Senators Burrows, Welch and Van Schaick.

Senator Richardson moved to adjourn until 9 o'clock to-morrow morning.

Which motion was lost.

The rules were suspended and

No. 177, A.,

A bill to improve the Cunningham creek, in Clark county, Wisconsin, and to grant to Chauncey Blakeslee, his successors or assigns, certain powers and privileges therein named.

No. 318, A.,

A bill to amend chapter 127 of the laws of 1874, entitled "an act to incorporate the city of Menasha, and as amended by chapter 343 of the laws of 1875.

No. 340, A.,

A bill in relation to the release of dower in real estate by insane persons.

No. 341, A.,

A bill relating to the revision of the statutes, and amendatory of chapter 203 of the laws of 1875.

Were read a third time and concurred in.

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### REPORTS OF COMMITTEES.

The Committee on Enrolled Bills have examined and find correctly enrolled the following bills:

No. 224, S.,

A bill to appropriate to the Home of the Friendless, of Milwaukee, a sum of money therein named.

No. 187, S.,

A bill to amend section 5, of chapter 14, of the Revised Statutes, entitled "of resignations, vacancies, removals, and of supplying vacancies."

THOS. A. BONES,  
*Chairman.*

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The Conference Committee to whom was referred

No. 5, A.,

A bill relating to the difference between dogs, cats, and other beasts.

Have had the same under consideration, and respectfully recommend that the Senate call in their dogs, that the Assembly

keep their cats' backs down, and that the Senate do recede from their amendment to said bill.

D. L. DOWNS,  
G. B. BURROWS,  
J. RYAN,

Managers on the part of the Senate ;

S. D. HUBBARD,  
W. H. H. CASH,  
J. L. R. McCOLLUM,

Managers on the part of the Assembly ;

The report of the Committee of Conference was agreed to.

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### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

Mr. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 10, A.,

A bill to amend chapter 314 of the general laws of 1876, entitled "an act relating to trespassing on state lands" and for the repeal of chapter 21 of the general laws of 1871, entitled "an act to consolidate and amend the laws relating to trespassing on state lands."

No. 135, A.,

A bill to authorize the tender of judgment in justices' courts, in actions on contract, or for involuntary trespass after the commencement of the action.

No. 289, A.,

A bill relating to the duties of the city clerk and city treasurer of the city of Watertown in certain cases.

No. 338, A.,

A bill to authorize the judge of the county court of Winnebago county to employ a short-hand reporter.

No. 348, A.,

A bill to provide for the organization of road districts.

No. 349, A.,

A bill to define duties of town officers in certain cases.

No. 385, A.,

A bill to amend chapter 449, of the private and local laws of 1869, entitled "an act to incorporate the city of Oconto, and acts amendatory thereof."

Jt. Res. No. 31, A.,

Directing the governor to place to the credit of his contingent fund certain moneys.

Jt. Res. No. 32, A.,

Directing the Board of Centennial Managers to pay over to the governor certain moneys.

Jt. Res. No. 33, A.,

Directing the secretary of state to transfer certain moneys to the general fund.

No. 81, A.,

A bill relating to grading and turnpiking public highways in this state.

No. 131, A.,

A bill to appropriate to Peter Feagan a sum of money therein named.

No. 206, A.,

A bill relating to attorneys, and amendatory of chapter 189, of the laws of Wisconsin for 1861, entitled "an act relating to the admission of attorneys of courts of record."

No. 241, A.,

A bill to appropriate to Yates V. Beebe a sum of money.

No. 454, A.,

A bill to appropriate to John M. Bowman, Wm. Vroman, and T. Brown and others a sum of money.

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#### ASSEMBLY MESSAGE CONSIDERED.

Nos. 10, 135, 289, 338, 348, 349, 385, 81, 131, 206, 241, 454, A.,  
Jt. Res. Nos. 31, 32, 33, A.

Were placed in the general file.

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On motion of Senator Rankin,  
The Senate adjourned.

WEDNESDAY, MARCH 7, 1877.

The Senate met,

The President *pro tem.* presiding.

Prayer by the Rev. Mr. Thuringer.

The roll was called and the following Senators responded to their names:

Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Flint, Grimmer, Hathaway, Hiner, Hudd, Mumbrue, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Torrey, Van Schaick, Welch, Williams and Wing.

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#### LEAVE OF ABSENCE.

Indefinite leave of absence was granted to Senator Hathaway.

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#### REPORTS OF COMMITTEES.

The Committee on Education to whom was referred

No. 383, A.,

Have had the same under consideration and instructed me to report the same back without recommendation.

H. RICHARDSON,  
*Chairman.*

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The Committee on Judiciary reports back to the Senate the accompanying petitions, Mem. Nos. 37 and 38, that they be placed in their proper places, under the rules.

L. W. BARDEN,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee to whom was referred

Res. No. 20, S.,

Relating to the more-perfect ventilation of the Senate chamber.

Have had the same under consideration and beg leave to report



that they have given the matter their careful consideration, and have arrived at the conclusion that the most perfect ventilation of the chamber attainable without great expense, may be secured by the enlargement of the two open fires lately placed in the room, and the placing of two others of larger size in the open flues at the west end of the chamber; and they would respectfully recommend that the governor be requested to instruct the superintendent of public property to make the changes in the chamber above indicated.

H. RICHARDSON,  
*For Special Committee.*

The recommendation of the committee was adopted.

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### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

Mr. PRESIDENT: I am directed to inform you that the Assembly agrees to a new Committee of Conference on

No. 189, S.,

A bill to appropriate to the Wisconsin State Agricultural Society a sum of money therein named.

And has appointed as managers on the part of the Assembly, Messrs. Field, Dousman and McCarty.

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The Joint Committee of Conference on Senate bill No. 189, respectfully report, that after due deliberation, they agree that the Senate recede from the vote whereby it refused to concur in the Assembly amendment to section 1, namely, by adding thereto: "*Provided*, That no greater sum than one thousand dollars per annum shall be paid as salary to the secretary of said society;" and on the part of the Assembly, that it shall recede from the vote insisting upon the second amendment, namely: amend by striking out the words, "two thousand dollars," where they occur in the second line of section 1, of the printed bill, and inserting in lieu thereof the words "one thousand dollars."

Managers on the part of the Senate:

G. B. BURROWS,  
D. E. WELCH,  
I. W. VAN SCHAICK.

Managers on the part of the Assembly:

N. J. FIELD,  
H. G. DOUSMAN,  
THOS. McCARTY.

The report of the Committee of Conference was agreed to.

## MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 455, A.,

A bill relating to the expenses of persons doing business for the state.

And has adopted and asks concurrence in

Jt. Res. No. 39, A.,

Changing the title to No. 14, A.

And has concurred in

No. 208, S.,

A bill to amend chapter 152, general laws of 1872, entitled "an act to authorize the county board of supervisors in the several counties of this state, to levy a special tax for county road purposes," and to amend chapter 229, laws of 1874.

No. 197, S.,

A bill relating to the Sturgeon Bay and Lake Michigan Ship Canal, and to amend chapter 365, of the private and local laws of 1864, entitled "an act to incorporate the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company," approved April 2, 1864.

No. 245, S.,

A bill authorizing and directing the secretary of state to order the binding of the reports of the railroad commissioner.

No. 262, S.,

A bill to provide for levying a state tax for the year 1877.

No. 94, S.,

A bill relating to and amendatory of chapter 12, of the laws of 1873, entitled "an act to provide for the improvement of Yellow river for log driving purposes."

And has amended and concurred in

No. 30, S.,

A bill to amend section 16, of chapter 130, of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

And has concurred in Senate amendments to

No. 341, A.,

A bill relating to the revision of the statutes, and amendatory of chapter 203, of the laws of 1875.

No. 177, A.,

A bill to improve Cunningham Creek, in Clark county, Wisconsin, and to grant to Chauncey Blakeslee, his successors or assigns, certain powers and privileges therein named.

No. 340, A.,

A bill in relation to the release of dower in real estate by insane persons.

And has adopted, and asks the concurrence of the Senate in

Jt. Res. No. 40, A.,

Instructing clerk to correct clerical error in bill No. 231, A.

## ASSEMBLY MESSAGE CONSIDERED.

No. 455, A., was placed in the general file.

Jt. Res. Nos. 39 and 40, A., were concurred in.

The Assembly amendments to No. 30, S., were concurred in.

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BILLS READY FOR A THIRD READING.

No. 100, A.,

A bill to amend section 9, of chapter 3, of chapter 184, of the laws of 1874, entitled "an act to consolidate, revise and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof."

No. 112, A.,

A bill to provide for the purchase of paper required for public printing and blank books, amendatory of section 1, of chapter 200 of the laws of 1874.

No. 114, A.,

A bill relating to public printing, amendatory of section 16, of chapter 243, of the laws of 1874.

No. 261, A.,

A bill to amend chapter 278, laws of 1874, entitled "an act to incorporate the city of Shawano."

No. 278, A.,

A bill relating to swamp and overflowed lands in the counties of Manitowoc and Calumet.

No. 300, A.,

A bill declaring certain portions of Spring street road in the town of Wauwatosa, a county highway, and providing for the improvement thereof.

No. 324, A.,

A bill to amend section 1 of chapter 227 of the laws of 1876, entitled "an act to provide for the recording of the lands of the Wisconsin Railroad Farm Mortgage Land Company, in the register's office of the several counties in which such lands are situated."

No. 334, A.,

A bill to authorize John T. Kingston, John Smart, Wm. Wook and their associates, to build and maintain a bridge across the Wisconsin river, and authorizing certain towns to grant aid therefor.

No. 337, A.,

A bill to regulate fees in settlement of particular estates, in the county court for Milwaukee county, in probate.

No. 357, A.,

A bill relating to the protection of the capitol and the capitol park in the city of Madison, and amendatory of section 3 of chapter 117, of the laws of 1870.

No. 378, A.,

A bill to amend section 41, of chapter 1, of chapter 148, of the general laws of the year 1873, entitled "an act to incorporate the

city of Boscobel," as amended by section 2 of chapter 84, of the general laws of Wisconsin for 1875.

No. 391, A.,

A bill to repeal chapter 313 of the private and local laws of 1869, entitled "an act to authorize the use of the monies arising from the sale of certain swamp and overflowed lands in the county of Portage for drainage purposes, and to amend chapter 537, of the laws of 1865, relating thereto, and all acts amendatory thereof."

No. 425, A.,

A bill to authorize the county board of supervisors of the county of Adams to sell and dispose of all the lands owned by said county for the purposes therein set forth.

Were severally read a third time and concurred in.

No. 2, A.,

A bill relating to hawkers and peddlers, and amendatory of chapter 72, of the laws of 1870, as amended by chapter 395, of the laws of 1876.

Was read a third time and concurred in by the following vote:

Ayes—Senators Arnold, Barden, Blair, Bones, Burrows, Davis, Douglas, Downs, Grimmer, Mumbrue, Reed, Tate, Torrey, Van Schaick, Welch—15.

Noes—Senators Cavanagh, Farr, Hiner, Hudd, Rankin, Richardson, Ryan, Schneider, Scott, Williams, Wing—11.

No. 99, A.,

A bill to provide for the establishment of a hospital and school for imbecile, idiotic or feeble-minded children.

Was read a third time and concurred in by the following vote:

Ayes—Senators Abert, Blair, Burrows, Cavanagh, Davis, Downs, Farr, Flint, Grimmer, Hudd, Mumbrue, Rankin, Reed, Ryan, Sacket, Schneider, Scott, Tate, Welch, Williams—20.

Noes—Senators Arnold, Barden, Bones, Douglas, Hiner, Richardson, Wing—7.

No. 366, A.,

A bill relating to a dam across Little Wolf River in Waupaca county, and amendatory of section 4, chapter 159, of the laws of Wisconsin for 1873.

Was read a third time and concurred in, by the following vote:

Ayes—Senators Blair, Bones, Burrows, Douglas, Farr, Flint, Hiner, Rankin, Sacket, Scott, Tate, Torrey, Van Schaick, Welch, Wing—15.

Noes—Senators Abert, Arnold, Barden, Cavanagh, Davis, Downs, Grimmer, Hudd, Mumbrue, Reed, Ryan, Schneider, Williams—13.

No. 370, A.,

A bill relating to a dam on Little Wolf river in Waupaca county, and amendatory of section 4, chapter 169, of laws of Wisconsin for 1875.

Was read a third time and concurred in by the following vote:

Ayes—Senators Blair, Bones, Burrows, Douglas, Farr, Flint, Hiner, Rankin, Scott, Tate, Torrey, Wing—12.

Noes—Senators Abert, Arnold, Barden, Cavanagh, Davis, Downs, Grimmer, Mumbrue, Reed, Ryan, Williams—11.

No. 438, A.,

A bill to appropriate to Peter Salentinc a sum of money therein named.

Was read a third time and concurred in by the following vote:

Ayes—Senators Abert, Arnold, Blair, Bones, Cavanagh, Davis, Douglas, Downs, Farr, Flint, Grimmer, Hiner, Hudd, Mumbroe, Rankin, Reed, Ryan, Sacket, Schneider, Tate, Torrey, Williams—22.

Noes—Senators Richardson, Welch—2.

No. 439, A.,

A bill to appropriate to Henry Fink a sum of money therein named.

Was read a third time and concurred in by the following vote:

Ayes—Senators Abert, Arnold, Blair, Bones, Cavanagh, Davis, Douglas, Downs, Farr, Flint, Grimmer, Hiner, Hudd, Rankin, Reed, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Welch, Williams—23.

No. 170, A.,

A bill to authorize Duncan and Taylor to maintain dams upon Silver Creek and its tributaries, in Lincoln and Taylor counties.

Senator Farr moved to indefinitely postpone the bill.

Which motion prevailed.

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### BILLS ON THEIR THIRD READING.

No. 135, A.,

A bill to authorize the tender of judgment in justices' courts, in actions on contract, or for involuntary trespass after the commencement of the action.

No. 289, A.,

A bill relating to the duties of the city clerk and city treasurer of the city of Watertown, in certain cases.

No. 338, A.,

A bill to authorize the judge of the county court of Winnebago county to employ a short hand reporter.

No. 348, A.,

A bill to provide for the organization of road districts.

No. 349, A.,

A bill to define the duties of town officers in certain cases.

No. 385, A.,

A bill to amend chapter 449 of the private and local laws of 1869, entitled "an act to incorporate the city of Oconto," and acts amendatory thereof.

No. 131, A.,

A bill to appropriate to Peter Feagan a sum of money therein named.

No. 206, A.,

A bill relating to attorneys, and amendatory of chapter 189, of the laws of Wisconsin for 1861, entitled "an act relating to the admission of attorneys of courts of record."

No. 241, A.,

A bill to appropriate to Yates V. Beebe a sum of money.

No. 454, A.,

A bill to appropriate to John M. Bowman, Wm. Vroman, and T. Brown and others, a sum of money.

No. 256, A.,

A bill to discontinue a state road from Chippewa Falls in Chippewa county, to Augusta, in the town of Bridge Creek, in Eau Claire.

Jt. Res. No. 31, A.

Directing the governor to place to the credit of his contingent fund certain moneys.

Jt. Res. No. 32, A.,

Directing the Board of Centennial Managers to pay over to the governor certain moneys.

Jt. Res. No. 33, A.,

Directing the secretary of state to transfer certain moneys to the general fund.

No. 304, A.,

A bill relating to fire insurance companies doing business in the State of Wisconsin.

Senator Burrows offered the following amendment :

Amend section 1 by adding after line 7 : *Provided*, that this section shall not apply to ordinary notes taken by insurance agents for premiums on policies issued on a cash basis, and which may be received by such agents in payment of premiums.

The amendment was adopted.

Senator Arnold offered the following amendment:

Amend section 2 by adding : *Provided*, also, that all notes mentioned in section 1 of this act hereafter executed, shall, if the company to whom the same was given become insolvent or bankrupt, wholly void in whosoever hands the same may be, so far as the premiums for which the same was given, accrued after such insolvency or bankruptcy.

The amendment was adopted, and the bill was ordered to a third reading.

No. 70, A.,

A bill relating to the liability of counties in certain cases, and amendatory of section one (1), of chapter 35, of the general laws of 1860, entitled an act to limit the liability of counties in certain cases.

Senator Flint offered the following amendment:

Strike out all after the enacting clause, and insert :

Section 1. Every attorney in this state who has been duly admitted to the bar, shall, when assigned by the circuit judge to defend any person informed against, or indicted for the commission of a crime, discharge that duty, and shall be entitled to receive no compensation therefor.

Section 2. All acts and parts of acts, so far as they conflict with the provisions of this act, are hereby repealed.

The amendment was rejected.

Senator Flint offered the following amendment:

Amend section 1 by adding: *Provided*, the compensation shall not exceed five dollars a day for such service by said attorney as counselor.

Senator Wing offered the following amendment to the amendment: *Provided*, that all advertising and printing in criminal cases shall be done without charge to the county.

Senator Arnold moved to lay the amendment on the table.

The ayes and noes being demanded, the motion prevailed by the following vote:

Ayes—Senators Barden, Bones, Davis, Downs, Flint, Grimmer, Hiner, Hudd, Richardson, Ryan, Sacket, Schneider, Scott, Tate, Van Schaick, Welch—16.

Noes—Senators Abert, Arnold, Blair, Cavanagh, Douglas, Farr, Williams, Wing—8.

No. 208, A.,

A bill to prohibit the employment of children under twelve years of age, in factories.

Senator Wing moved to indefinitely postpone the bill,

Which motion was lost.

The amendments reported by the committee were rejected.

Senator Arnold moved to recommit the bill to a select committee,

Which motion was lost.

Senator Burrows offered the following amendment:

Amend section 1 by adding at the close of said section the following words: Which shall be deemed injurious to the health of such children, as tobacco and cigar factories, cotton and woollen mills, and iron foundries, and during the time that the public schools are not closed.

The amendment was adopted and the bill was ordered to a third reading.

No. 81, A.,

A bill relating to grading and turnpiking public highways in this state.

Senator Wing moved to indefinitely postpone the bill,

Which motion prevailed.

No. 10, A.,

A bill to amend chapter 314 of the general laws of 1876, entitled "an act relating to trespassing on state lands," and for the repeal of chapter 21 of the general laws of 1871, entitled "an act to consolidate and amend the laws relating to trespassing on state lands."

Senator Burrows moved to indefinitely postpone the bill.

Which motion prevailed.

No. 352, A.,

A bill relating to the election of county superintendents of schools.

Senator Rankin moved to indefinitely postpone the bill,

Which motion prevailed.

No. 65, A.,

A bill relating to the assessment of property for taxation and the levy of taxes thereon, and amendatory of section 33, of chapter 130, of the laws of 1868.

Was indefinitely postponed.

No. 383, A.,

A bill relating to common schools, and amendatory of chapter 315 of the general laws.

Senator Barden moved to indefinitely postpone the bill.

Senator Wing offered the following amendment:

Strike out the words "which in the judgment of the said superintendent of public instruction, are best adapted to the needs of the," in the eleventh and twelfth lines, and insert the words "in use in the."

Senator Hiner moved to lay the amendment on the table.

Which motion prevailed by the following vote:

Ayes—Senators Abert, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Downs, Grimmer, Hiner, Hudd, Mumbrue, Rankin, Reed, Ryan, Sacket, Schneider, Tate, Van Schaick, Williams—20.

Noes—Senators Arnold, Douglas, Farr, Flint, Richardson, Scott, Torrey, Wing—8.

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## REPORTS OF COMMITTEES.

The Committee on Enrolled Bills have examined and find correctly enrolled the following bills:

No. 174, S.,

A bill relating to the fees of sheriffs and referees.

No. 161, S.,

A bill relating to corporations organized under provisions of chapter 113 of the laws of 1874.

No. 156, S.,

A bill to regulate the use of the great seal and to establish a lesser seal.

No. 261, S.,

A bill to legalize the acts of joint district No. 4, of the city and town of Manitowoc.

No. 60, S.,

A bill to legalize the organization of school district No. 2, in the town of Little Wolf, Waupaca county.

No. 21, S.,

A bill to appropriate to the State Hospital for the Insane, a sum of money therein named for the payment of current expenses, for permanent improvements and for miscellaneous expenses.

No. 211, S.,

A bill to appropriate to the Northern Wisconsin Agricultural and Mechanical Association a sum of money therein named.

THOS. A. BONES,

*Chairman.*



On motion of Senator Hudd,  
The Senate took a recess until 2:30 P. M.

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2:30 P. M.

The Senate met, pursuant to adjournment,  
The Lieutenant Governor presiding.

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### LEAVE OF ABSENCE.

Indefinite leave of absence was granted to  
Senators Barden, Mumbrue, Downs, and Schneider.

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Nos. 389 and 170, A., were recalled from the Assembly.

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### EXECUTIVE COMMUNICATIONS.

STATE OF WISCONSIN, EXECUTIVE DEPARTMENT,  
MADISON, *March 6, 1877.*

*To the Honorable the Senate :*

Pursuant to the requirements of chapter 366, laws of 1876, I hereby nominate and appoint, subject to the approval of your honorable body, Dr. George F. Witter, of Grand Rapids, a member of the State Board of Health, to hold for the term of seven years from the thirty-first day of January, 1877.

HARRISON LUDINGTON,  
*Governor.*

The nomination was confirmed by the following vote:

Ayes—Senators Abert, Arnold, Barden, Bones, Burrows, Cavanagh, Davis, Douglas, Downs, Farr, Flint, Grimmer, Hiner, Hudd, Richardson, Schneider, Scott, Tate, Torrey, Welch, Williams, Wing—20.

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### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT: I am directed to inform you that the Assembly has amended and concurred in, as amended,

No. 237, S.,

A bill to amend chapter 130, general laws of 1868, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon."

## ASSEMBLY MESSAGE CONSIDERED.

The Assembly amendments to No. 237, S., were concurred in.

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## BILLS ON THEIR THIRD READING.

No. 455, A.,

A bill relating to the expenses of persons doing business for the state.

Senator Hudd moved to indefinitely postpone the bill.

The ayes and noes being demanded, the motion prevailed by the following vote:

Ayes—Senators Abert, Arnold, Burrows, Downs, Farr, Flint, Hiner, Hudd, Mumbroe, Scott, Tate, Torrey—12.

Noes—Barden, Cavanagh, Douglas, Grimmer, Richardson, Welch—6.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

Jt. Res. No. 8, S.,

Relating to removing the remains of Hon. A. W. Randall to Wisconsin.

Senator Barden moved to indefinitely postpone the resolution,  
Which motion prevailed.

No. 259, S.,

A bill relating to the publication of the Legislative Manual, and amendatory of chapter 72, of laws of 1873.

Senator Burrows moved to indefinitely postpone the bill,  
Which motion prevailed.

On motion of Senator Davis,

The rules were suspended, and

No. 135, A., .

A bill to authorize the tender of judgment in justices' courts, in actions on contract, or for involuntary trespass after the commencement of the action.

No. 289, A.,

A bill relating to the duties of the city clerk and city treasurer of the city of Watertown, in certain cases.

No. 304, A.,

A bill relating to fire insurance companies doing business in the State of Wisconsin.

No. 338, A.,

A bill to authorize the judge of the county court of Winnebago county to employ a short-hand reporter.

No. 348, A.,

A bill to provide for the organization of road districts.

No. 349, A.,

A bill to define duties of town officers in certain cases.

No. 385, A.,

A bill to amend chapter 449 of the private and local laws of 1869, entitled "an act to incorporate the city of Oconto, and acts amendatory thereof."

Jt. Res. No. 31, A.,

Directing the governor to place to the credit of his contingent fund certain moneys.

Jt. Res. No. 32, A.,

Directing the Board of Centennial Managers to pay over to the governor certain moneys.

Jt. Res. No. 33, A.,

Directing the secretary of state to transfer certain moneys to the general fund.

No. 208, A.,

A bill to prohibit the employment of children under twelve years of age, in factories.

No. 256, A.,

A bill to discontinue a state road from Chippewa Falls, in Chippewa county, to Augusta, in the town of Bridge Creek, in Eau Claire.

No. 206, A.,

A bill relating to attorneys, and amendatory of chapter 189, of the laws of Wisconsin for 1861, entitled "an act relating to the admission of attorneys, and of courts of record."

Were severally read a third time and concurred in.

No. 241, A.,

A bill to appropriate to Yates V. Beebe a sum of money.

Was read a third time and concurred in by the following vote:

Ayes—Senators Abert, Arnold, Blair, Bones, Cavanagh, Davis, Douglas, Farr, Grimmer, Hiner, Hudd, Richardson, Schneider, Scott, Tate, Van Schaick, Welch, Wing—18.

Noes—Senators Barden, Downs, Flint—3.

No. 454, A.,

A bill to appropriate to John M. Bowman, Wm. Vroman, and T. Brown and others a sum of money.

Was read a third time and concurred in by the following vote:

Ayes—Senators Abert, Arnold, Barden, Blair, Bones, Burrows, Cavanagh, Davis, Douglas, Farr, Grimmer, Hiner, Hudd, Mumbroe, Richardson, Schneider, Scott, Tate, Torrey, Van Schaick, Welch, Williams, Wing—23.

Noes—Senators Downs, Flint—2.

No. 131, A.,

A bill to appropriate to Peter Feagan a sum of money therein named.

Was read a third time, and concurred in by the following vote:

Ayes—Senators Abert, Arnold, Blair, Bones, Cavanagh, Davis, Douglas, Farr, Flint, Grimmer, Hiner, Hudd, Mumbroe, Schneider, Scott, Torrey, Van Schaick, Welch, Williams—19.

Noes—Senators Barden, Downs, Richardson—3.

No. 79, S.,

A bill relating to the compensation of clerks of circuit courts.

Senator Barden moved to reconsider the vote by which the bill was indefinitely postponed.

Which motion prevailed.

The bill was then read a third time and passed.

Senator Davis moved that the Chief Clerk inform the Assembly that the Senate has finished all business before it.

Which motion prevailed.

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On motion of Senator Hiner,

The Senate took a recess of half an hour.

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The Senate reassembled.

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### RESOLUTIONS INTRODUCED.

By Senator Flint:

Jt. Res. No. 16, S.,

Relating to final adjournment. *Resolved by the Senate, the Assembly concurring:* That the legislature will adjourn without day on Friday, March 9th, at 11 o'clock A. M., and that no business be done by either house except to receive and send messages and receive reports from the Committee on Enrolled Bills, after the 7th of March, 1877, at 9 o'clock P. M.

Senator Wing offered the following amendment to the resolution:

Amend by striking out the word "9" and insert the word "10."

The amendment was lost, and the resolution was adopted.

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### REPORTS OF COMMITTEES.

The Committee on Roads and Bridges to whom was referred No. 329, A.,

A bill to amend sub-section 4 of section 50 of chapter 19, of the Revised Statutes, relating to overseers of highways.

Report the same back with recommendation that it be indefinitely postponed.

GEO. GRIMMER,

*Chairman.*

The bill was indefinitely postponed.

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The Select Committee to whom was referred

No. 240, S.,

A bill relating to the preservation of fish in lake Monona and lake Mendota, and the waters connecting them in county of Dane.

Report said bill back with the recommendation that it be indefinitely postponed.

GEO. B. BURROWS,  
*Committee.*

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### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

Mr. PRESIDENT:—I am directed to inform you that the Assembly has amended and concurred in

No. 96, S.,

A bill to distribute more equally the burdens of taxation in certain counties in this state.

And refuses to concur in

No. 95, S.,

A bill in relation to the proceedings and duties of certain commissioners.

No. 257, S.,

A bill to provide for the appointment of a commissioner to the International Prison Congress.

No. 138, S.,

A bill relating to town insurance companies, and amendatory of section 10, chapter 344, laws of 1876.

And returns as requested

No. 389, A.,

A bill to amend section 1, of chapter 303, of the general laws of 1873, entitled "act to amend chapter 58 of the Revised Statutes, and the act amendatory thereto, entitled 'of weights and measures,'"

No. 170, A.,

A bill to authorize Duncan and Taylor to maintain dams upon Silver Creek and its tributaries, in Lincoln and Taylor counties.

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### ASSEMBLY MESSAGE CONSIDERED.

No. 389, A.,

On motion of Senator Burrows, the vote by which the bill was refused a third reading, was reconsidered, the rules were suspended, and the bill was concurred in by the following vote:

Ayes—Senators Blair, Burrows, Davis, Downs, Farr, Flint, Grimmer, Hiner, Mumbrue, Scott, Torrey, Williams, Wing—13.

Noes—Senators Abert, Cavanagh, Ryan, Schneider—4.

No. 170, A.,

On motion of Senator Wing, the vote by which the bill was indefinitely postponed, was reconsidered.

Senator Flint offered the following amendment:

Amend section 2, by adding: "*provided, further, that all persons cutting logs or timber on such stream, shall not be debarred by the*

owners of said dam or dams, from putting said logs or timber into said stream at the nearest and most accessible point."

The amendment was adopted, and the bill as amended was concurred in.

The assembly amendments to No. 96, S., were concurred in.

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On motion of Senator Davis,

The Senate took a recess until 7:30 o'clock, P. M.

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7:30 P. M.

The Senate reassembled.

The president *pro tem.* presiding.

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#### MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has concurred in Senate amendments to

No. 170, A.,

A bill to authorize Duncan and Taylor to maintain dams upon Silver Creek and tributaries, in Taylor and Lincoln counties.

No. 2, A.,

A bill relating to hawkers and peddlers, and amendatory of section 3 of chapter 395, laws of 1876.

No. 100, A.,

A bill to amend chapter 3 of chapter 184, of the laws of 1874, entitled "an act to revise, consolidate and amend the charter of the city of Milwaukee."

No. 112, A.,

A bill to provide for the purchase of paper required for public printing and blank books; amendatory of section 1 of chapter 230 of the laws of 1874.

No. 208, A.,

A bill to prohibit the employment of children under thirteen years of age in factories, or other workshops in this state.

No. 278, A.,

A bill relating to swamp and overflowed lands in the counties of Manitowoc and Calumet, and amendatory of chapter 341 of the private and local laws of 1867, and chapter 201 of laws of 1873, and chapter 537 of laws of 1865, and chapter 327 of laws of 1874, for drainage and other purposes.

No. 304, A.,

A bill relating to fire insurance companies doing business in the State of Wisconsin.

And has concurred in

No. 53, S.,

A bill to amend section 1, chapter 329, general laws of 1876, en-

titled "an act to authorize the county of Burnett to build and maintain a free bridge across the St. Croix river, in township 38 north, range 20 west.

No. 229, S.,

A bill to authorize a change of the place of trial in certain cases.

No. 228, S.,

A bill to codify and amend the laws of this state relating to garnishees and garnishee proceedings.

No. 181, S.,

A bill to amend section 1, chapter 360, laws of Wisconsin, 1876, entitled "an act to prevent the hunting of deer with dogs."

No. 148, S.,

A bill relating to swamp lands in certain localities, and to repeal chapter 313, of the private and local laws of 1869, entitled "an act to authorize the use of money arising from the sale of certain swamp and overflowed lands in the county of Portage, for drainage purposes," and to amend chapter 537, of the laws of 1865, relating thereto, and also to repeal chapter 105, of the private and local laws of 1875, entitled "an act to amend chapter 313, of the private and local laws of 1869."

No. 150, S.,

A bill to appropriate to Ira F. Kilmer a sum of money therein named.

No. 84, S.,

A bill to appropriate to A. C. Millard, H. B. Palmer and Henry C. Sibree a sum of money therein named.

And has indefinitely postponed

No. 61, S.,

A bill authorizing Chauncy Lamb and others to improve the Flambeau river.

No. 178, S.,

A bill to appropriate to Stephen V. Shipman the sum of money therein named.

No. 263, S.,

A bill to repeal chapter 184, of the Revised Statutes, entitled "of inquests of the dead."

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Senator Davis moved to adjourn until 9 o'clock to-morrow morning.

Which motion prevailed.

THURSDAY, MARCH 8, 1877.

9 A. M.

The Senate met pursuant to adjournment.  
The calling of the roll was dispensed with.

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LEAVE OF ABSENCE.

Indefinite leave of absence was granted to Senator Mumbrue.

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MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has passed, and asks the concurrence of the Senate in

No. 412, A.,

A bill to legalize the organization of a free high school district No. 3, of the city of Eau Claire, and to legalize the levying of the tax for the support and maintenance of the free high school in said district.

No. 317, A.,

A bill to codify all laws relating to the State Historical Society, and amendatory of chapter 81, of the statutes of 1858, and all acts amendatory thereof.

No. 377, A.,

A bill authorizing the making and filing of proofs of tax sales in Fond du Lac county.

And has concurred in

No. 71, S.,

A bill relating to the establishment and aid in the maintenance of free high schools, and amendatory of chapter 323, of the general laws of 1875.

And has amended and concurred in

Jt. Res. No. 16, S.,

Relating to final adjournment.



## ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 16, S.,

The Assembly amendment to the resolution was adopted.

No. 377, A.,

On motion of Senator Hiner, the rules were suspended, and the bill was read a third time and concurred in.

No. 412, A.,

Was indefinitely postponed.

No. 317, A.,

Senator Rankin moved to reject the bill.

The ayes and noes being demanded the motion was lost by the following vote:

Ayes—Senators Bones, Burrows, Davis, Downs, Flint, Grimmer, Hiner, Hudd, Rankin, Torrey, Williams—11.

Noes—Senators Abert, Arnold, Blair, Douglas, Farr, Mumbrue, Richardson, Sacket, Scott, Van Schaick, Welch, Wing—12

Senator Welch moved that the rules be suspended on all bills before the Senate.

Senator Davis called for a division of the question.

The first portion of the question being, "Shall the rules be suspended on bill 317, A?"

The motion was lost by the following vote:

Ayes—Senators Abert, Arnold, Blair, Douglas, Richardson, Sacket, Scott, Welch, Wing—9.

Noes—Senators Bones, Burrows, Davis, Downs, Farr, Flint, Grimmer, Hiner, Hudd, Rankin, Torrey, Van Schaick—12.

Senator Richardson moved to refer the bill to a select committee, consisting of Senator Welch.

Senator Hudd moved to amend, by inserting the names of Senators Richardson and Burrows.

The amendment was adopted, and the motion as amended prevailed.

The Assembly amendments to

No. 76, S.,

Were concurred in.

No. 240, S.,

Was indefinitely postponed.

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RESOLUTIONS INTRODUCED.

By Senator Arnold :

Jt. Res. No. 17, S.,

*Resolved by the Senate, the Assembly concurring, That the superintendent of public property be and is hereby instructed to sell to each of the employes of this legislature stationery to the amount of \$5.00, at the cost price paid by the state.*

The resolution was adopted.

By Senator Sacket :

Res. No. 33, S.,

*Resolved*, That the thanks of the Senate are due and are hereby tendered to Chas. D. Parker, president, and W. H. Hiner president *pro tem* for the just and impartial manner in which they have presided over our deliberations during this session.

The resolution was adopted.

In response to the resolution, President *pro tem*, Hiner, made appropriate remarks.

By Senator Davis :

Res. No. 34, S.,

*Resolved*, That the thanks of the Senate are due, and are hereby tendered to the chief clerk for the ability and vigilance with which he has discharged the difficult duties of the desk.

The resolution was adopted.

By Senator Arnold :

Res. No. 35, S.

*Resolved*, That the thanks of this Senate are due to the sergeant-at-arms, his assistant, and to the several employes of the Senate generally, for the gentlemanly and efficient manner in which they have discharged the duties of their respective offices.

The resolution was adopted.

By Senator Richardson :

Res. No. 36, S.

*Resolved*, That the thanks of the Senate be and are hereby tendered to the representatives of the press on this floor, for the uniform courtesy and fairness with which they have treated the members of the Senate, and reported its proceedings.

The resolution was adopted.

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### EXECUTIVE MESSAGE.

*To the Honorable, the Senate :*

The following entitled bills, memorials, and joint resolutions, originating in the Senate, have severally received the executive approval, and have been deposited in the office of the secretary of state:

No. 26, S.,

An act to amend chapter 82, of the general laws of 1859, entitled "an act to provide for the more efficient punishment of certain offenses."

No. 23, S.,

An act to amend chapter 139, of the laws of 1875, entitled "an act to amend section 3, of chapter 78, of the general laws of 1867, entitled 'an act for the preservation of game.'"

No. 238, S.,

An act to authorize the state treasurer to retain certain moneys belonging to Taylor county and to pay the same over to the county of Lincoln.

No. 114, S.,

An act relating to the reduction of the price of swamp and overflowed lands in Jackson county.

No. 198, S.,

An act relating to corporations organized under the laws of this state, and amendatory of section 8, of chapter 146, of the general laws of 1872, of an act entitled "an act to authorize the organization of corporations for other than manufacturing, mercantile, insurance, banking, transportation, or trading purposes," approved March 25, 1872.

No. 179, S.,

An act to amend chapter 321, of the laws of 1874, entitled "an act to amend an act, entitled 'an act to incorporate the city of Grand Rapids.'"

No. 2, S.,

An act to appropriate to the state prison a sum of money therein named, for current expenses and general repairs.

No. 185, S.,

An act to submit to the people an amendment to section 2, of article 8, of the constitution of this state.

No. 124, S.,

An act appointing four trustees for the Galesville University, and authorizing the General Assembly of the Presbyterian Church in the United States of America, to appoint eight trustees therefor, also repealing section one, of chapter eleven, of the private and local laws of 1862, and chapter 259, of the private and local laws of 1870.

Jt. Res., No. 12, S.,

Joint Resolution relating to an appropriation by congress for the erection of a light house, and for signal on Stannard's Rock, Lake Superior.

No. 126, S.,

An act relating to court commissioners, their appointment, powers and duties, and amendatory of section 94, of chapter 13, of the Revised Statutes, entitled "of counties and county officers," and the several acts amendatory thereof.

No. 139, S.,

An act relating to the Madison Mutual Insurance Company. and amendatory of chapter 329, private and local laws of 1863.

No. 162, S.,

An act to appropriate to Sylvester G. H. Crocker the sum of money therein named.

No. 210, S.,

An act concerning town boards of review.

No. 172, S.,

An act limiting the term of imprisonment of persons committed to jail for non-payment of fines.

No. 58, S.,

An act to provide for the action of the commissioners of school and university lands in certain cases.

No. 174, S.,

An act relating to the fees of sheriffs and referees.

No. 224, S.,

An act to appropriate to the Home of the Friendless of Milwaukee, a sum of money therein named.

No. 161, S.,

An act relating to corporations organized under provisions of chapter 113, of the laws of 1874.

No. 261, S.,

An act to legalize the acts of joint district No. 4, of the city and town of Manitowoc.

No. 211, S.,

An act to appropriate to the Northern Wisconsin Agricultural and Mechanical Association, a sum of money therein named.

No. 60, S.,

An act to legalize the organization of school district No. 2, in the town of Little Wolf, in Waupaca county.

No. 156, S.,

An act to regulate the use of the great seal and to establish a lesser seal.

No. 187, S.,

An act to amend section 5 of chapter 14 of the Revised Statutes, entitled "of resignations, vacancies, and removals, and supplying vacancies."

No. 21, S.,

An act to appropriate to the State Hospital for the Insane a sum of money therein named, for the payment of current expenses, for permanent improvements and for miscellaneous purposes.

HARRISON LUDINGTON,

*Governor.*

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## REPORTS OF COMMITTEES.

The Committee on Enrolled Bills have examined and find correctly enrolled the following bills:

No. 53, S.,

A bill to amend section 1 of chapter 329, general laws of 1876, entitled "an act to authorize the county of Burnett to build and maintain a free bridge across the St. Croix river, in township 38 north, range 20 east."

No. 228, S.,

A bill to codify and amend the laws of the state, relating to garnishees and garnishee proceedings.

No. 181, S.,

A bill to amend section 1 of chapter 360, laws of Wisconsin of 1876, entitled "an act to prevent the hunting of deer with dogs."

No. 148, S.,

A bill relating to swamp lands in certain localities and to repeal chapter 313, of the private and local laws of 1869, entitled "an

act to authorize the use of money arising from the sale of certain swamp and overflowed lands in the county of Portage for drainage purposes, and to amend chapter 537, of the laws of 1865, relating thereto," and also to repeal chapter 105, of the private and local laws of 1875, entitled "an act to amend chapter 313, of the private and local laws of 1869."

No. 150, S.,

A bill to appropriate to Ira F. Kilmer a sum of money therein named.

No. 84, S.,

A bill to appropriate to A. C. Millard, H. B. Palmer and Henry C. Sibree, a sum of money therein named.

No. 229, S.,

A bill relating to evidence, and amendatory of section 2, of chapter 134, of the general laws of 1858.

No. 197, S.,

A bill relating to the Sturgeon Bay and Lake Michigan ship canal, and to amend chapter 365, of the private and local laws of 1864, entitled "an act to incorporate the Sturgeon Bay and Lake Michigan Ship Canal, and Harbor Company," approved April 2, 1864.

No. 208, S.,

A bill to amend chapter 152, general laws of 1872, entitled "an act to authorize the county board of supervisors in the several counties of this state, to levy a special tax for county road purposes," and to amend chapter 229, laws of 1874.

No. 189, S.,

A bill to appropriate to the Wisconsin State Agricultural Society a sum of money therein named.

No. 30, S.,

A bill to amend section 16, of chapter 130, of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."

No. 262, S.,

A bill to provide for levying a state tax for the year 1877.

No. 245, S.,

A bill authorizing and directing the secretary of state to order the binding of the reports of the railroad commissioner.

No. 94, S.,

A bill relating to and amendatory of chapter 12, of the laws of 1873, entitled "an act to provide for the improvement of Yellow river for log-driving purposes."

No. 96, S.,

A bill to distribute more equally the burdens of taxation in certain counties in this state.

No. 237, S.,

A bill to amend chapter 130, general laws of 1868, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon."

THOMAS A. BONES,  
*Chairman.*

## MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

MR. PRESIDENT:—I am directed to inform you that the Assembly has concurred in

Jt. Res. No. 17, S.,

Instructing superintendent of public property to sell stationery to employees.

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The Senate took a recess until 2:30 p. m.

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2:30 P. M.

The Senate re-assembled.  
Senator Welch presided.

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REPORTS OF COMMITTEES.

The Committee on Enrolled Bills have examined and find correctly enrolled the following bills:

Jt. Res. No. 17, S.,

Instructing the superintendent of public property to sell stationery to the employees.

No. 71, S.,

A bill relating to the establishment and aid in the maintenance of free high schools and amendatory of chapter 323 of the laws of 1875.

THOMAS A. BONES,  
*Chairman.*

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On motion of Senator Davis

The Senate took a recess until seven o'clock P. M.

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7:00 P. M.

The Senate reassembled.

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On motion, a recess was taken until 8 o'clock P. M.

8:00 P. M.

The Senate reassembled.  
The president *pro tem.* in the chair.

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## MESSAGE FROM THE ASSEMBLY.

By W. A. NOWELL, Chief Clerk thereof:

Mr. PRESIDENT:—I am directed to inform you that the Assembly has adopted, and asks the concurrence of the Senate in

Jt. Res. No. 41, A.,  
Relating to final adjournment.

Jt. Res. No. 42, A.,

Appointing a joint committee to wait upon the governor, to inform him that the legislature has completed the business before it and awaits his pleasure—and the Assembly has appointed as such committee on the part of the Assembly,

Messrs. Hubbard, Ries, Leavens.

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## SENATE MESSAGE CONSIDERED.

Jt. Res. No. 41, A.,

Was concurred in.

Jt. Res. No. 42, A.,

Was concurred in, and Senators Richardson and Bones were appointed members of the committee on the part of the Senate.

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## EXECUTIVE MESSAGE.

*To the Honorable, the Senate :*

The following entitled bills, originating in the Senate, have so verally received the executive approval, and have been deposited in the office of the secretary of state:

No. 84, S.,

An act to appropriate to A. C. Millard, H. B. Palmer and Henry C. Sibree, a sum of money therein named.

No. 150, S.,

An act to appropriate to Ira F. Kilmer, a sum of money therein named.

No. 181, S.,

An act to amend section 1 of chapter 360, laws of Wisconsin of 1876, entitled "an act to prevent the hunting of deer with dogs."

No. 53, S.,

An act to amend section 1, chapter 329, laws of Wisconsin of 1876, entitled "an act to authorize the county of Burnett to build and maintain a free bridge across the St. Croix river, in township 38 north, range 20 west."

No. 228, S.,

An act to codify and amend the laws of this state relating to garnishees and garnishee proceedings.

No. 229, S.,

An act relating to evidence, amendatory of section 2, of chapter 134, of the general laws of 1858.

No. 148, S.,

An act relating to swamp lands in a certain locality; to repeal chapter 313 of the private and local laws of 1869, entitled "an act to authorize the use of money arising from the sale of swamp and overflowed lands in the county of Portage for drainage purposes; and to amend chapter 537 of the laws of 1865, relating thereto, and also to repeal chapter 105 of the private and local laws of 1875, entitled 'an act to amend chapter 313 of the private and local laws of 1869.'"

No. 237, S.,

An act to amend chapter 130, general laws of 1868, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon."

No. 96, S.,

An act to distribute more equally the burdens of taxation in certain counties in this state.

No. 94, S.,

An act relating to and amendatory of chapter 12, of the laws of 1873, entitled "an act to provide for the improvement of Yellow river for log driving purposes,"

No. 245, S.,

An act authorizing and directing the secretary of state to order the binding of the reports of the railroad commissioner.

No. 189, S.,

An act to appropriate to the Wisconsin State Agricultural Society a sum of money therein named.

No. 262, S.,

An act to provide for levying a state tax for the year 1877.

No. 30, S.,

An act to amend section 16, of chapter 130, of the general laws of 1868, entitled 'an act to provide for the assessment of property for taxation, and levy of taxes thereon.'"

No. 197, S.,

An act relating to the Sturgeon Bay and Lake Michigan Ship Canal, and to amend chapter 365, of the private and local laws of 1864, entitled "an act to incorporate the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company."

No. 208, S.,

An act to amend chapter 152, general laws of 1872, entitled "an act to authorize the county board of supervisors in the several counties of this state, to levy a special tax for county road purposes," and to amend chapter 229, laws of 1874.

No. 71, S.,

An act relating to the establishment and aid in the maintenance of free high schools, and amendatory of chapter 323, of the laws of 1875.



Jt. Res., No. 17, S.,  
Joint Resolution instructing Superintendent of Public Property,  
to sell stationery to employes.

HARRISON LUDINGTON,  
*Governor.*

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The joint committee appointed to wait upon His Excellency the Governor, to inquire if he has any further communication to make to the legislature, would respectfully report that they have discharged the duty imposed upon them, and the governor informs them that he has no further communication to make.

H. RICHARDSON,  
THOS. A. BONES,  
*Committee on the part of the Senate.*

S. D. HUBBARD,  
FLORIAN J. RIES,  
H. P. LEAVENS,  
*Committee on the part of the Assembly.*

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#### FINAL ADJOURNMENT.

The hour of 9 o'clock P. M., having arrived, the president of the Senate arose and addressed the Senate as follows:

SENATORS:—The time fixed by joint resolution of the Senate and Assembly for the final adjournment of the legislature of 1877 has now arrived, and it devolves on me to say the last few words that will complete the record of the proceedings of the Senate.

After an exciting and bitter presidential election, we met here from different parts of the state, many of us strangers to each other, with political views widely differing. Owing to the undecided condition of the presidential question, the suspense and political excitement have prevailed throughout our country during the entire session, yet you have met here day by day, and during all your deliberations, and debates there have been but few bitter words uttered that we would wish obliterated from our memories.

Uniform courtesy and good will have prevailed among the senators, officers and employes, and I believe that all feel that we part as friends. In the discharge of my duties, I have endeavored to be fair, just and impartial; believing it to be the duty of every man when elected to an office, to do equal justice to *all*, irrespective of party. If I have failed in this it has not been intentionally, but from want of judgment.

I have received valuable assistance from the president, *pro tem.*, who, from his long experience in the senate, has materially lightened my labors.

I am under obligations to our gentlemanly and excellent chief clerk for his co-operation and assistance, and to each and all of the

officers and employes who have so faithfully discharged their duties, I return my sincere thanks.

This is probably the last time we shall meet in our present relations. I as presiding officer and you as senators, but I hope and trust that we shall often meet as we travel life's pathway, and keep warm in our hearts the friendships that we have contracted here, and that finally we shall meet in that "house not made with hands," and when the roll is called we may all be there to answer to our names.

Hoping you will all reach your homes in safety, I now declare the senate of 1877 adjourned *sine die*.

## Errata.

- Page 140—Res. introduced by Senator Hiner should be No. 23, S., and the bill referred to in said Res. should be 74, instead of 24.
- 191—First line; 69 should be 67.
- 206—Nos. 3 and 52, A., were referred to Committee on Incorporations.
- 216—No. 106, S., should be 156, S.
- 256—Near bottom of page; No. 142, S., should be No. 142, A.; and No. 144, S., should be No. 144, A.
- 290—There were 15 affirmative votes on Senator Reed's motion to reconsider and lay upon the table the vote by which No. 113, S., was refused engrossment, and Senator Hiner's name should be included in the negative vote.
- 300—In 17th line from top; No. 210, S., should be No. 210, A.
- 334—Eighth line from top; M. C. No. 4, A., should be M. C. No. 4, S., and the title of the Mem. is that of M. C. No. 4, A., while it should be the title of M. C. No. 4, S. Also, the two M. C's. next below contain the titles of M. C. No. 3, A., and M. C. No. 1, A., but should have the titles of M. C. 3, S., and M. C. 1, S.
- 335—Fifth line from bottom; 876, A., should be 276, A.
- 354—Jt. Res. No. 7, S., should be Jt. Res. No. 11, S.
- 361—M. C. No. 1, A., should be M. C. No. 11, A.
- 377 and 379—Jt. Res. No. 39, A. should be Jt. Res. No. 30, A."
- 387—Sixth line from bottom; No. 146, A., should be No. 416, A.
- 390—Top line; 21, A., should be 21, S.
- 397—Top line; No. 182, A., should be No. 132, S.
- 426—Fourth line from bottom, should read "were severally passed."
- 442—Thirteenth line from bottom; 341 should be 431.
- 443—Sixteenth line from bottom; 286, S., should be 286, A.
- 461—At end of Assembly message considered 257, S. should be 237, S.
- 479—Eighth line from top, should be "were severally read a third time and concurred in" instead of "were severally ordered to a third reading."
- 479—Eighth line from top, read "were read a third time and concurred in."
- 498—Second line from top; No. 189, A., should be No. 189, S.
- 503 and 504—Jt. Res. No. 39, A. should be Jt. Res. No. 30, A.
- 525—No. 198, S. should be No. 189, S.

*GENERAL INDEX*

TO THE

SENATE JOURNAL.

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# CHAPTERS OF THE LAWS AND NUMBER OF BILLS

ON WHICH THEY WERE FOUNDED.

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2.....	8 A	65.....	25 S	128.....	182 S	191.....	155 A
3.....	127 A	66.....	91 A	129.....	32 S	192.....	440 A
4.....	12 S	67.....	434 A	130.....	68 S	193.....	446 A
5.....	5 S	68.....	229 A	131.....	52 S	194.....	121 A
6.....	171 S	69.....	100 S	132.....	136 S	195.....	171 A
7.....	10 S	70.....	108 S	133.....	134 S	196.....	417 A
8.....	13 S	71.....	252 S	134.....	11 S	197.....	226 A
9.....	38 S	72.....	100 S	135.....	170 S	198.....	63 A
10.....	168 A	73.....	112 S	136.....	132 S	199.....	75 A
11.....	51 A	74.....	184 S	137.....	103 S	200.....	73 A
12.....	36 A	75.....	207 S	138.....	37 S	201.....	96 A
13.....	8 S	76.....	145 S	139.....	146 S	202.....	283 A
14.....	35 A	77.....	86 S	140.....	129 S	203.....	160 A
15.....	3 S	78.....	125 S	141.....	49 S	204.....	255 A
16.....	27 S	79.....	59 S	142.....	214 A	205.....	359 A
17.....	15 A	80.....	52 A	143.....	83 S	206.....	187 S
18.....	256 S	81.....	77 S	144.....	427 A	207.....	21 S
19.....	149 S	82.....	118 A	145.....	26 S	208.....	211 S
20.....	323 A	83.....	111 A	146.....	126 S	209.....	224 S
21.....	4 S	84.....	206 S	147.....	139 S	210.....	156 S
22.....	232 A	85.....	164 A	148.....	23 S	211.....	174 S
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24.....	26 A	87.....	58 A	150.....	179 S	213.....	261 S
25.....	97 A	88.....	98 A	151.....	2 S	214.....	60 S
26.....	303 S	89.....	173 A	152.....	162 S	215.....	291 A
27.....	45 S	90.....	59 A	153.....	58 S	216.....	373 A
28.....	52 S	91.....	190 S	154.....	210 S	217.....	339 A
29.....	347 A	92.....	110 S	155.....	172 S	218.....	178 A
30.....	382 A	93.....	66 A	156.....	258 S	219.....	312 A
31.....	149 A	94.....	257 A	157.....	114 S	220.....	375 A
32.....	133 A	95.....	72 A	158.....	185 S	221.....	436 A
33.....	187 A	96.....	273 A	159.....	124 S	222.....	92 A
34.....	19 A	97.....	99 S	160.....	18 A	223.....	116 A
35.....	13 A	98.....	120 A	161.....	379 A	224.....	190 A
36.....	87 A	99.....	131 S	162.....	123 A	225.....	227 A
37.....	80 A	100.....	48 S	163.....	388 A	226.....	422 A
38.....	146 A	101.....	241 S	164.....	321 A	227.....	231 A
39.....	3 A	102.....	182 A	165.....	443 A	228.....	328 A
40.....	90 A	103.....	350 A	166.....	48 A	229.....	151 A
41.....	8 A	104.....	29 A	167.....	250 A	230.....	362 A
42.....	144 A	105.....	50 A	168.....	195 A	231.....	453 A
43.....	142 A	106.....	42 A	169.....	269 A	232.....	276 A
44.....	24 A	107.....	165 A	170.....	259 A	233.....	286 A
45.....	104 A	108.....	193 A	171.....	150 A	234.....	298 A
46.....	67 A	109.....	223 A	172.....	139 A	235.....	441 A
47.....	120 A	110.....	200 A	173.....	169 A	236.....	265 A
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50.....	103 S	113.....	27 A	176.....	1 A	239.....	63 S
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53.....	90 S	116.....	43 A	179.....	457 A	242.....	84 S
54.....	20 S	117.....	308 A	180.....	394 A	243.....	189 S
55.....	17 S	118.....	340 A	181.....	249 A	244.....	245 S
56.....	87 S	119.....	78 A	182.....	285 A	245.....	96 S
57.....	16 S	120.....	242 S	183.....	37 A	246.....	237 S
58.....	74 S	121.....	270 A	184.....	172 A	247.....	94 S
59.....	188 S	122.....	225 A	185.....	262 A	248.....	148 S
60.....	254 S	123.....	169 S	186.....	319 A	249.....	71 S
61.....	18 S	124.....	33 S	187.....	413 A	250.....	30 S
62.....	117 S	125.....	67 S	188.....	444 A	251.....	197 S
63.....	19 S	126.....	168 S	189.....	431 A	252.....	208 S

*Chapters of the Laws and Number of Bills on which they are founded—con.*

<i>Chapter.</i>	<i>No. Bill.</i>	<i>Chapter.</i>	<i>No. Bill.</i>	<i>Chapter.</i>	<i>No. Bill.</i>	<i>Chapter.</i>	<i>No. Bill.</i>
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254.....	262 B	267.....	177 A	280.....	340 A	293.....	136 A
255.....	438 A	268.....	32 A	281.....	304 A	294.....	385 A
256.....	337 A	269.....	186 A	282.....	338 A	295.....	112 A
257.....	370 A	270.....	115 A	283.....	425 A	296.....	2 A
258.....	366 A	271.....	322 A	284.....	377 A	297.....	100 A
259.....	324 A	272.....	192 A	285.....	135 A	298.....	341 A
260.....	452 A	273.....	439 A	286.....	349 A	299.....	334 A
261.....	378 A	274.....	241 A	287.....	348 A	300.....	206 A
262.....	391 A	275.....	454 A	288.....	256 A	301.....	337 A
263.....	14 A	276.....	131 A	289.....	208 A		
264.....	210 A	277.....	289 A	290.....	389 A		
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## Questions Taken.

The following statement presents the nature of each question on which the ayes and noes were called. The figure at the commencement of each paragraph refers to the number of the vote taken, corresponding to the same number at the head of the table. In the table, "a" stands for "aye;" "n" for "no;" and "....." for "not voting."

1. Joint resolution limiting time for receiving new business to February 1. Question. Shall the resolution be adopted? Ayes 24, noes 8.
2. Joint resolution agreeing to an amendment to the State Constitution, increasing the number of Supreme Court Judges to five. Question. Shall the resolution be agreed to? Ayes 23, noes 0.
3. Bill making Good Friday a legal holiday. Question. Shall the bill be engrossed? Ayes 17, noes 12.
4. Bill making appropriation to State Prison for goods furnished other state institutions. Question. Shall the bill pass? Ayes 28.
5. Bill exempting lands of Wisconsin Central Railroad from taxation for five years. Committee on Railroads reported substitute refunding to counties where the lands lie the license moneys paid into the State Treasury by the railroad company. Senator Rankin offered an amendment, restoring in effect the provisions of the original bill. Question. Shall Senator Rankin's amendment be adopted? Ayes 9, noes 20.
6. Same bill as above. Question. Shall the substitute reported by the railroad committee be adopted? Ayes 14, noes 16.
7. Same bill as above. Question. Shall Senator Mumbroe's amendment (submitting the act to a vote of the people in the towns where the lands are located) be adopted? Ayes 11, noes 22.
8. Same bill as above. Question. Shall Senator Mumbroe's amendment (in substance the same as reported by the railroad committee) be adopted? Ayes 13, noes 19.
9. Same bill as above. Question. Shall the bill be engrossed? Ayes 18, noes 15.
10. Same bill as above. Question. Shall the bill pass? Ayes 17, noes 12.
11. Bill rendering treasurers ineligible to a reelection. Question. Shall the bill be indefinitely postponed? Ayes 21, noes 7.
12. Bill making Good Friday a legal holiday. Question. Shall the bill be indefinitely postponed? Ayes 17, noes 12.
13. Bill restoring capital punishment. Question. Shall the bill be indefinitely postponed? Ayes 17, noes 11.
14. Bill relating to executions and proceedings supplementary thereto (authorizing sales by referees). Question. Shall the bill be indefinitely postponed? Ayes 20, noes 12.
15. Bill making insanity additional cause for divorce. Question. Shall the bill be engrossed? Ayes 17, noes 12.
16. Same bill as above. Question. Shall the bill pass? Ayes 18, noes 11.
17. Bills appropriating moneys for the Institute for the Deaf and Dumb, the Institute for the Blind, the Industrial School for Boys, the Northern Hospital for the Insane, and Soldiers' Orphans. Question. Shall the bills pass? Ayes 28, noes 0.
18. Bill rendering treasurers ineligible. Question. Shall the bill be indefinitely postponed? Ayes 21, noes 10.
19. Bill submitting question of license or no license in the town to a vote of the people at town meetings. Question. Shall the bill be indefinitely postponed? Ayes 12, noes 16.
20. Bill relating to assaults with intent to do great bodily harm. Question. Shall the bill pass? Ayes 13, noes 12.
21. Bill directing Farm Mortgage Land Commissioners to extend the benefits of the act to other parties. Question. Shall the bill be indefinitely postponed? Ayes 13, noes 13; (president voting aye).
22. The Wisconsin Central exemption bill. Question. Shall Senator Mumbroe's amendment (distributing license moneys to the counties wherein the lands lie) be adopted? Ayes 9, noes 21.
23. Same bill as above. Question. Shall the Assembly amendments be concurred in? Ayes 20, noes 11.
24. Bill in relation to places of trial in justices' court (providing that when a change of venue is taken on motion of one party, the other party may, on proper affidavit, remove the case to another justice). Question. Shall the bill be indefinitely postponed? Ayes 15, noes 13.
25. Bill in relation to claims against counties, providing that bills need not be acted on till the January session. Question. Shall the bill be indefinitely postponed? Ayes 15, noes 12.
26. Bill extending the time for making the geological survey. Question. Shall the bill be read a third time? Ayes 19, noes 7.
27. Bill in relation to removal of county seats. Question. Shall the bill be recommitted to the Judiciary Committee? Ayes 8, noes 15.



*Questions taken—Continued.*

28. Bill extending the time for making the geological survey. Question. Shall the bill be concurred in? Ayes 16, noes 10.
29. Bill authorizing the appointment of additional trustees of Galeville University. Question. Shall the bill be engrossed? Ayes 12, noes 9.
30. Joint resolution amending Constitution, limiting the time in which claims against the state may be presented. Question. Shall the resolution be ratified? Ayes 21, noes 2.
31. Bill to appropriate to George B. Smith and Wm. F. Vilas \$2,500, for services in defending the State against the claim of S. D. Carpenter. Question. Shall the bill be concurred in? Ayes 20, noes 7.
32. Bill providing that there shall be no sale on judgments of foreclosure until one year after the judgment is obtained, and that there shall be no redemption from the sale, and that the judgment shall bear interest at ten per cent. Question. Shall the bill be engrossed? Ayes 19, noes 12.
33. Bill relating to the organization of corporations for manufacturing and other purposes. Question. Shall the bill be indefinitely postponed? Ayes 11, noes 16.
34. Same bill as above. Question. Shall the bill be engrossed? Ayes 14, noes 17.
35. Same bill as above. Question. Shall the vote refusing engrossment to the bill be reconsidered, and that that motion lie upon the table prevail? Ayes 15, noes 16.
36. Bill authorizing appointing of additional trustees for Galeville University. Question. Shall the bill pass? Ayes 17, noes 8.
37. Bill distributing the license moneys paid by the West Wisconsin Railroad among the counties where the exempted lands lie. Question. Shall the bill be engrossed? Ayes 21, noes 8.
38. Same bill as above. Question. Shall the bill pass? Ayes 16, noes 12.
39. Bill relating to witness fees in courts of record. Question. Shall the bill be indefinitely postponed? Ayes 5, noes 17.
40. Bill relating to witness fees in courts of record. Question. Shall the bill be concurred in? Ayes 17, noes 13.
41. Bill amending the Vance bill of 1876, relating to connecting points. Question. Shall the bill be engrossed? Ayes 11, noes 19.
42. Bill establishing a lesser seal for the Executive office. Question. Shall the bill be indefinitely postponed? Ayes 11, noes 17.
43. Bill providing for publishing transactions of Wisconsin Dairymen's Association. Question. Shall the bill pass? Ayes 31, noes 0.
44. Bills providing postage stamps and stationery for clerks and employes. Question. Shall the bill pass? Ayes 19, noes 4.
45. Bill appropriating \$8,000 to Fish Commissioners. Question. Shall the bill be concurred in? Ayes 32, noes 0.
46. Joint resolution providing for biennial sessions of the legislature. Question. Shall the resolution be indefinitely postponed? Ayes 19, noes 12.
47. Bill restoring the county commissioner system. Question. Shall the bill be indefinitely postponed? Ayes 15, noes 16.
48. Same bill as above. Question. Shall the bill be engrossed? Ayes 14, noes 17.
49. Bill creating the county of Wells. Question. Shall the consideration of the bill be postponed until Thursday? Ayes 13, noes 16.
50. Senator Richardson's bill relating to the organization of corporations for manufacturing and other purposes. Question. Shall the vote refusing engrossment be reconsidered? Ayes 6, noes 22.
51. Bill authorizing Union Lumbering Company to make certain improvements on Yellow River. Question. Shall the bill be engrossed? Ayes 21, noes 5.
52. Bill authorizing Chauncey Lamb and others to improve the Flambeau River. Question. Shall the bill be engrossed? Ayes 21, noes 4.
53. Bill dividing Oconto county and erecting the county of Wells. Question. Shall the bill be indefinitely postponed? Ayes 21, noes 10.
54. Same bill as above. Question. Shall the vote by which the bill was postponed be reconsidered and that motion lie upon the table? Ayes 18, noes 13.
55. Bill authorizing D. W. Tupper and associates to improve Tupper's creek. Question. Shall the bill be concurred in? Ayes 18, noes 7.
56. Bill in relation to the fees of county judges. Question. Shall the bill be concurred in? Ayes 22, noes 2.
57. Bill authorizing School Land Commissioners to refund moneys erroneously paid. Question. Shall the bill pass? Ayes 27, noes 1.
58. Bills making appropriations to Milwaukee and other charitable institutions. Question. Shall the bills be indefinitely postponed? Ayes 14, noes 18.
59. Same bills as above. Question. Shall the bills be engrossed? Ayes 18, noes 14.
60. Bill making appropriation to State Hospital for Insane. Question. Shall the bill pass? Ayes 29.
61. Bill making appropriation to State Agricultural Society. Question. Shall the bill pass? Ayes 26, noes 2.
62. Bill in relation to the proceedings of certain commissioners. The claim of E. A. Calkins, for balance of award. Question. Shall the bill be recommitted to Judiciary Committee? Ayes 16, noes 14.
63. The bill in relation to furnishing school books under state supervision. Question. Shall the bill be engrossed? Ayes 16, noes 12.
64. Bill to appropriate to Cadle Home \$500. Question. Shall the bill pass? Ayes 16, noes 15.
65. Bill to appropriate to St. Luke's Hospital of Racine \$500. Question. Shall the bill pass? Ayes 12, noes 18.
66. Bill to appropriate to the Fond du Lac Relief Society \$500. Question. Shall the bill pass? Ayes 14, noes 17.
67. Bill to appropriate to the Mercy Orphan Asylum of Fond du Lac \$500. Question. Shall the bill pass? Ayes 13, noes 18.
68. Bill to appropriate to St. Frances Orphan Asylum for Girls, and St. Michael's Asylum for Boys, of La Crosse, \$250 each. Question. Shall the bill pass? Ayes 14, noes 17.
69. Bill to appropriate to St. Emilianus Orphan Asylum of Milwaukee \$500. Question. Shall the bill pass? Ayes 20, noes 10.
70. Bill to appropriate to Milwaukee Industrial School \$500. Question. Shall the bill pass? Ayes 14, noes 15.
71. Bill to appropriate to the St. Rose Asylum of Milwaukee \$500. Question. Shall the bill pass? Ayes 16, noes 15.

*Questions taken—Continued.*

72. Bill to appropriate to St. Joseph's Asylum, Orphan Association of Milwaukee, and St. Nazian's Society, \$500 each. Question. Shall the bills pass? Ayes 15, noes 14.
73. Bill to appropriate to the Home of the Friendless of Milwaukee \$500. Question. Shall the bill pass? Ayes 17, noes 11.
74. Bill to appropriate to the Milwaukee Industrial School \$500 (the vote being reconsidered). Question. Shall the bill pass? Ayes 18, noes 11.
75. Bill in relation to the La Crosse Institutions (the vote having been reconsidered). Question. Shall the bill pass? Ayes 14, noes 13.
76. Bill to appropriate to the Northern Wisconsin Agricultural Society \$1,000. Question. Shall the bill pass? Ayes 20, noes 8.
77. Bill providing for levying state tax. Question. Shall the bill pass? Ayes 26, noes 0.
78. Bill relating to the registration of electors in cities and villages. Question. Shall the bill receive a third reading? Ayes 18, noes 13.
79. Bill providing for the payment of balance of the claim of E. A. Calkins. Question. Shall the bill be engrossed? Ayes 18, noes 13.
80. Bill providing for the erection of an asylum for the chronic insane. Question. Shall the bill be indefinitely postponed? Ayes 20, noes 9.
81. Bill relating to furnishing school books under state supervision. Question. Shall the bill pass? Ayes 16, noes 13.
82. Bill in relation to the proceedings of certain commissioners (the Calkins claim). Question. Shall the bill pass? Ayes 14, noes 9.
83. Bill providing for the election of a railroad commissioner by the people. (No. 193 S.) Question. Shall the bill be indefinitely postponed? Ayes 17, noes 12.
84. Bill for the election of a railroad commissioner by the people. (No. 236 S.) Question. Shall the bill be indefinitely postponed? Ayes 16, noes 14.
85. Bill relating to registration of electors. Question. Shall the bill be concurred in? Ayes 20, noes 1.
86. Bill relating to the printing of the city of Milwaukee. Question. Shall the bill be indefinitely postponed? Ayes 14, noes 15.
87. Bills distributing the license moneys of the Wisconsin Central Railroad to the counties where the exempted lands lie. Question. Shall the bill be engrossed and read a third time? Ayes 16, noes 12.
88. Bill appropriating to Stephen V. Shipman the sum of money therein named. Question. Shall the bill pass? Ayes 13, noes 8.
89. Bill extending time waiving forfeiture of North Wisconsin Railway. Question. Shall the bill be concurred in? Ayes 23, noes 5.
90. Bill relating to the city printing of Milwaukee. (No. 100, A.) Question. Shall the bill be ordered to a third reading. Ayes 15, noes 14.
91. Bill relating to hawkers and pedlars. (No. 2, A.) Question. Shall the bill be ordered to a third reading? Ayes 20, noes 10.
92. Same bill as above. Question. Shall the bill be concurred in? Ayes 15, noes 11.
93. Bill to establish a hospital and school for imbecile, idiotic or feeble-minded children. Question. Shall the bill be concurred in? Ayes 20, noes 7.
94. Bill relating to a dam across Little Wolf river, in Waupaca county. Question. Shall the bill be concurred in? Ayes 15, noes 13.
95. Bill relating to a dam on Little Wolf river, in Waupaca county. Question. Shall the bill be concurred in? Ayes 12, noes 11.
96. Bill relating to the common schools and school books (the Sylvester bill). Question. Shall the amendment lie on the table? (Carrying the bill with it.) Ayes 20, noes 8.

## SUMMARY OF THE IMPORTANT VOTES TAKEN DURING THE SESSION OF THE SENATE FOR 1877.

[The following recapitulation of votes taken during the session of the Senate for 1877, does not include *off* the votes taken by ayes and noes, but it is believed that all of importance are presented in the table.—THE CHIEF CLERK.]

SENATORS.																																
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	
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Ayes.....	24	23	13	28	9	14	21	13	18	17	21	17	17	20	17	18	29	21	12	13	14	9	20	15	15	19	8	16	12	21	20	19
Noes.....	8	0	15	11	20	10	22	10	15	12	7	12	11	17	12	11	0	10	16	12	13	21	11	13	12	7	15	10	9	2	7	12
Vote recorded on Journal page.....	24	35	78	11	92	93	107	108	108	118	138	139	173	160	181	197	208	206	222	237	241	249	240	221	223	262	263	271	272	271	276	287

*Summary of the Important Votes Taken during the Session of the Senate for 1877 — continued.*

SENATORS.		33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64
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Ayes.....		11	14	15	17	21	16	5	17	11	11	31	19	23	19	15	14	13	6	21	21	21	18	18	22	27	14	18	28	28	16	16	
Noes.....		16	17	16	6	8	12	17	13	19	17	0	4	0	12	16	17	16	22	5	4	10	13	7	2	1	14	0	8	14	12	15	
Vote recorded on Journal page.....		288	289	290	305	307	330	332	336	341	341	356	356	357	358	358	359	359	360	362	363	379	379	380	381	381	383	387	389	399	404	415	428

## GENERAL INDEX TO

*Summary of the Important Votes Taken during the Session of the Senate for 1877—continued.*

[illegible]

# HISTORY

OF

## Bills, Memorials and Resolutions.

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### BILLS—SENATE.

- No. 1, S.**—A bill relating to appeals from justices' courts and amendatory of section 215, of chapter 120, of revised statutes of Wisconsin. Senator Hudd. To committee on Judiciary, 14; reported favorably, 73; amendments adopted and bill ordered engrossed, 78; engrossed, 90; passed, 91; Assembly indefinitely postponed, 162.
- No. 2, S.**—A bill to appropriate to the states prison a sum of money therein named for current expenses and general repairs. Senator Reed. Committee on Charitable and Penal Institutions, 14; reported favorably, 156; re-committed to committee on Claims, 163; reported favorably, 178; ordered engrossed, 192; engrossed, 212; passed, 237; Assembly amends and concurs in, 451; Assembly amendments concurred in, 451; enrolled, 470; approved, 520; published as chapter 151.
- No. 3, S.**—A bill to appropriate to the states prison a sum of money therein named to reimburse the prison for goods furnished other state institutions, and to pay indebtedness in making new roofs. Senator Reed. Committee on Claims, 15; reported favorably, 74; ordered engrossed, 77; engrossed, 90; passed, 91; Assembly concurs, 190; enrolled, 196; approved, 353; published as chapter 15.
- No. 4, S.**—A bill to extend the time of exemption from assessment and taxation of certain lands fixed in the act of incorporating the Winnebago and Lake Superior Railroad Company, approved April 6, 1866, and in the act incorporating the Portage and Superior Railroad Company, approved April 9, 1866. Senator Fifield. Committee on Railroads, 16; reported with amendments, 81; considered, 84; considered in Committee of the Whole and reported with amendments, 92; amended, 93; amended and ordered engrossed for third reading, 106; engrossed, 117; passed, 118; Assembly amends, 248; amendments concurred in, 248; enrolled, 258; approved, 354; published as chapter 21.
- No. 5, S.**—A bill to amend chapter 122, of the laws of 1876, entitled "An act relating to the city of Portage, and codifying, consolidating and amending the act of incorporation and all acts amendatory thereof. Senator Barden. General file, 16; ordered engrossed, 24; engrossed, 30; passed, 31; Assembly concurs, 158; enrolled, 169; approved, 353; published as chapter 5.
- No. 6, S.**—A bill to establish the county of Manitowish and the town of St. Germain therein. Senator Barden. Committee on Town and County Affairs, 16; reported adversely, 128; indefinitely postponed, 152.

- No. 7, S. — A bill to regulate the time of holding general and special terms of the circuit court in the sixth judicial circuit. Senator Wing. General file, 20; amended and ordered engrossed, 31; engrossed, 34; passed, 35; returned from Assembly with amendment, 90; amendment concurred in, 90; enrolled, 97; approved, 353; published as chapter 1.
- No. 8, S. — A bill relating to court commissioners for Brown county. Senator Hudd. Committee on Judiciary, 20; reported favorably, 74; ordered engrossed, 77; engrossed, 82; passed, 84; Assembly concurs, 172; enrolled, 187; approved, 353; published as chapter 13.
- No. 9, S. — A bill amendatory of section 2, of chapter 58, laws of 1862, being an act entitled "An act declaring the 22d day of February and 4th day July holidays." Senator Hudd. Committee on Judiciary, 20; committee reported favorably, 72; ordered engrossed, 78; engrossed, 82; recommended, to committee on State Affairs, 84; reported adversely, 116; indefinitely postponed, 138.
- No. 10, S. — A bill relating to the issue of bonds in the county of Brown for the payment of outstanding indebtedness. Senator Hudd. Committee on Judiciary, 20; committee reported favorably, 72; ordered engrossed, 77; engrossed, 32; passed, 84; Assembly concurs, 172; enrolled, 176; approved, 353; published as chapter 7.
- No. 11, S. — A bill relating to cemetery associations. Senator Burrows. Committee on Judiciary, 21; reported favorably, 115; postponed, 139; recommitted to select committee; reported with amendment, 179; recommitted, 193; reported with amendment, 247; amendments adopted and ordered engrossed, 263; engrossed, 278; passed, 304; Assembly concurs, 335; enrolled, 434; approved, 474; published as chapter 134.
- No. 12, S. — A bill to amend section 13, of chapter 182, of the general laws of 1872, entitled "An act to authorize municipal corporations to aid in the construction of railroads. Senator Tate. Committee on Railroads, 21; reported with substitute, 81; ordered printed, 84; substitute adopted and bill passed, title amended so as to read: "A bill relating to narrow-gauge railroads, and amendatory of section 13, of chapter 182, of the general laws of 1872, as amended by chapter 317, of the laws of 1874, and chapter 117, of the laws of 1875," 98; Assembly concurs, 158; enrolled, 167; approved, 353; published as chapter 4.
- No. 13, S. — A bill to authorize the appointment of a reporter for Kewaunee county circuit court. Senator Grimmer. Committee on Judiciary, 21; reported favorably, 73; ordered engrossed, 77; engrossed, 82; passed, 84; concurred in, 172; enrolled, 176; approved, 353; published as chapter 8.
- No. 14, S. — A bill to repeal chapter 214, laws of 1860, and chapter 208, laws of 1865, relating to publication of tax lists, etc., in the *Pionier am Wisconsin*. Senator Welch. Committee on Privileges and Elections, 21; reported adversely, 170; indefinitely postponed, 183.
- No. 15, S. — A bill to authorize the secretary of state to purchase copies of Taylor's compilation of the general laws of this state, for the use of the state. Senator Hiner. Committee on Judiciary, 21; reported with amendments, 73; amendments adopted, recommitted to committee on Claims, 78; reported adversely, 116; indefinitely postponed, 138.
- No. 16, S. — A bill to appropriate to the Institute for the Education of the Deaf and Dumb, a sum of money therein named for the payment of current expenses, for permanent improvements, and for miscellaneous purposes. Senator Reed. Committee on Charitable and Penal Institutions, 21; reported with amendment, 156; recommitted to committee on Claims, 163; reported with amendment, 178; amended and ordered engrossed, 192; engrossed, 196; passed, 203; Assembly concurs, 286; enrolled, 309; approved, 355; published as chapter 57.
- No. 17, S. — A bill to appropriate to the Institution for the Education of the Blind, a sum of money therein named, for the payment of current ex-

penses, for permanent improvements, and for miscellaneous purposes. Senator Reed. Committee on Charitable and Penal Institutions, 21; reported with amendment, 156; recommitted to committee on Claims, 163; reported with amendment, 178; amendments adopted and bill ordered engrossed, 192; engrossed, 196; passed, 208; Assembly concurs, 286; enrolled, 309; approved, 355; published as chapter 55.

No. 18, S. — A bill to appropriate to the Industrial School for Boys, a sum of money therein named, for the payment of current expenses, for building correction house, for other permanent improvements, and to pay deficiency. Senator Reed. Committee on Charitable and Penal Institutions, 18; reported favorably, 156; recommitted to committee on Claims, 163; reported favorably, 178; ordered engrossed, 192; engrossed, 196; passed, 208; Assembly concurs, 286; enrolled, 309; approved, 355; published as chapter 61.

No. 19, S. — A bill to appropriate a sum of money therein named for the payment of pensions of soldiers' orphans, as provided in chapter 72 laws of 1874. Senator Reed; committee on Charitable and Penal Institutions, 22; reported favorably, 156; recommitted to committee on Claims, 16; reported favorably, 178; ordered engrossed, 192; engrossed, 196; passed, 208; Assembly concurs, 286; enrolled, 309; approved, 355; published as chapter 63.

No. 20, S. — A bill to appropriate to the Northern Hospital for the Insane, a sum of money therein named, for the payment of current expenses, for permanent improvements, and for miscellaneous purposes. Senator Reed; committee on Charitable and Penal Institutions, 22; reported with amendment, 156; recommitted to committee on Claims, 163; amended and ordered engrossed, 192; engrossed, 196; passed, 208; Assembly concurs, 286; enrolled, 309; approved, 355; published as chapter 54.

No. 21, S. — A bill to appropriate to the State Hospital for the Insane, a sum of money therein named, for the payment of current expenses, permanent improvements, and miscellaneous purposes. Senator Reed; committee on Charitable and Penal Institutions, 22; reported with amendment, 246; amendment adopted and bill recommitted, 263; reported with amendment, 298; amendment adopted and bill ordered engrossed, 323; engrossed, 331; recommitted, 356; reported with amendment, 370; amendment adopted and bill passed, 390; Assembly concurs, 490; enrolled, 509; approved, 521; published as chapter 207.

No. 22, S. — A bill relating to the election and appointment of inspectors of elections. Senator Flint; committee on Judiciary, 22; reported adversely, 113; recommitted to select committee consisting of Senator Flint, 189; reported adversely, 421; indefinitely postponed, 642.

No. 23, S. — A bill to amend chapter 139 of the general laws of 1875, entitled "an act to amend section 3 of chapter 78 of the general laws of 1867, entitled an act for the preservation of game." Senator Wing; committee on Town and County Affairs, 26; reported favorably, 128; considered, referred with proposed amendment to committee on State Affairs, 152; reported with amendment, 245; amendments adopted and bill ordered engrossed, 262; engrossed, 278; passed, 304; Assembly amends and concurs in, 457; Assembly amendments concurred in, 451; enrolled, 470; approved, 519; published as chapter 148.

No. 24, S. — A bill to change the time of holding the annual meetings of the county board of supervisors of Rock county and to amend section 26, chapter 13, of the Revised Statutes. Senator Richardson; committee on Judiciary, 26; reported adversely, 215; indefinitely postponed, 241.

No. 25, S. — A bill to amend chapter 53, general laws of 1858, entitled "an act for the promotion and protection of county agricultural societies." Senator Richardson; committee on Agriculture, 26; reported favorably, 90; amendment offered, and bill with pending amendment referred to Judiciary committee, 92; reported with amendment, 114; amendment



- adopted, 187; ordered engrossed, 137; engrossed, 155; passed, 159; Assembly refused to concur, 248; returned to Assembly 248; Assembly concurs, 248; returned to Assembly, 248; Assembly concurs, 303; enrolled, 325; approved, 354; published as chapter 65.
- No. 26, S. — A bill to amend chapter 82 of the general laws of 1859, entitled "an act to provide for the more efficient punishment of certain offenses." Senator Richardson; committee on Judiciary, 26; reported favorably, 313; ordered engrossed, 340; engrossed, 363; passed, 379; Assembly concurs, 449; enrolled, 469; approved, 519; published as chapter 145.
- No. 27, S. — A bill to amend section 1 of chapter 64, of the general laws of 1872, entitled "an act to provide for the enforcement of laws in certain cases." Senator Burrows; committee on Finance, Banks and Insurance, 26; reported favorably, 68; recommitted to committee on Judiciary, 68; reported with amendment, 73; ordered engrossed as amended, 78; engrossed, 90; passed, 91; Assembly concurs, 190; enrolled, 195; approved, 354; published as chapter 16.
- No. 28, S. — A bill to suppress vagrancy. Senator Burrows; committee on State Affairs, 29; report by committee on State Affairs, and referred to Judiciary committee, 72; reported adversely, 315; indefinitely postponed, 341.
- No. 29, S. — A bill to repeal section 1, of chapter 137 of the general laws of 1876, entitled "an act to amend section 6, of chapter 134 of the Revised Statutes, entitled 'of executions and proceedings supplementary thereto.'" Senator Burrows; committee on Judiciary, 27; reported favorably, 73; ordered engrossed, 77; engrossed, 90; passed, 91; recalled from Assembly, 109; returned, considered, 136; considered and postponed, 152; postponed, 164; reported with amendment, 178.
- No. 30, S. — A bill to amend section 16, of chapter 130 of the general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon." Senator Scott; committee on State Affairs, 27; reported with amendment, 169; indefinitely postponed, 180; recommitted, 193; reported favorably, 234; amendments adopted and bill ordered engrossed, 253; engrossed, 267; passed, 275; Assembly amends and concurs, 503; Senate concurs in Assembly amendments, 504; enrolled, 522; approved, 525; published as chapter 250.
- No. 31, S. — A bill to prohibit the reception of money or other valuable consideration in certain cases, by officials, from persons undergoing the penalties of the law for crimes and misdemeanors. Senator Reed; committee on Judiciary, 27; reported unfavorably, 89; referred to special committee, 92.
- No. 32, S. — A bill to provide for the publication of the transactions of the Wisconsin Dairymen's Association. Senator Reed; committee on Agriculture, 27; reported with amendments, 170; recommitted to committee on Agriculture, 183; reported with amendments, 217; amendments offered, and bill with amendments, recommitted, 240; reported with amendment, 298; amended and ordered engrossed, 323; engrossed, 331; passed, 356; Assembly concurs, 425; enrolled, 446; approved, 474; published as chapter 129.
- No. 33, S. — A bill relating to town officers. Senator Scott; committee on Town and County Affairs, 27; reported adversely, 202; recommitted, 223; reported with amendments, 246; amendments adopted, title amended, bill recommitted and ordered printed, 246; reported with amendment, 281; amendments adopted and bill ordered engrossed, 290; engrossed, 300; passed, 320; Assembly concurs, 425; enrolled, 446; approved, 474; published as chapter 124.
- No. 34, S. — A bill relating to church edifices, and amendatory of section 1 of chapter 164 of the general laws of 1869. Senator Scott; committee on Incorporations, 27; reported adversely, 115; indefinitely postponed, 138.

- No. 35, S. — A bill relating to the village of Black River Falls, and amendatory of chapter 191, of the private and local laws of 1871. Senator Douglas; committee on Judiciary, and ordered not printed, 29; reported adversely, 185; recommitted, 200.
- No. 36, S. — A bill to amend sections 5, 6, and 8 of chapter 153 of the laws of 1876, relating to the corporations of Fire Departments in unincorporated villages. Senator Douglas; committee on Judiciary, 29; recommitted to committee on Town and County Organization, 114; reported favorably, 211; ordered engrossed, 251; engrossed, 266; passed, 275; Assembly refuses to concur, 396.
- No. 37, S. — A bill in relation to the appointment of notaries public. Senator Barden; committee on Judiciary, 29; reported with amendment, 163; amendment amended and adopted, and bill ordered engrossed, 182; engrossed, 196; passed, 207; amended and concurred in by Assembly, 398; recommitted, 379; reported favorably, 386; Assembly amendments concurred in, 386; enrolled, 446; approved, 474; published as chapter 138.
- No. 38, S. — A bill to fix the times for holding the general and special terms of the circuit court in the thirteenth Judicial Circuit. Senator Arnold; rules suspended, bill read third time and passed, 30; Assembly amends and concurs in, 172; Assembly amendments concurred in, 172; enrolled, 176; approved, 353; published as chapter 9.
- No. 39, S. — A bill to amend section 2, chapter 166, general laws of 1859, amendatory of section 16, chapter 93, revised statutes, relating to sale of lands of minors and other persons under guardianship. Senator Downs; committee on Judiciary, 30; reported unfavorably, 89; indefinitely postponed, 92.
- No. 40, S. — A bill to repeal chapter 360 of the laws of 1870, relating to the hunting of deer with dogs. Senator Bones; committee on Town and County Affairs, 30; recommitted to committee on State Affairs, 161; reported adversely, 368; indefinitely postponed, 403.
- No. 41, S. — A bill to amend section 1, chapter 267, laws of 1873, relating to laying out highways. Senator Hiner; committee on Roads and Bridges 30; reported favorably, 82; recommitted to Judiciary committee, 84; reported with amendment, 89; amendment adopted and bill ordered engrossed, 91; engrossed, 104; passed, 106; Assembly refuses to concur, 286.
- No. 42, S. — A bill relating to the election of county, town, city, village and school district treasurers. Senator Schneider; committee on Judiciary, 30; reported adversely, 114; indefinitely postponed, 138.
- No. 43, S. — A bill to amend chapter 111 of the revised statutes, entitled "of Divorce." Senator Read; select committee: Senators Farr, Downs and Read, 30; reported with amendment, 117; recommitted to select committee, consisting of Senator Read, 138; reported with amendments, 171; amendments adopted and bill ordered engrossed, 181; engrossed, 187; passed 197; Assembly refuses to concur, 335.
- No. 44, S. — A bill to amend sections 5 and 9 of chapter 193, general laws of 1873, entitled "An Act to change the management of the State Prison, and to amend and consolidate all laws concerning the same. Senator Read; committee on Charitable and Penal Institutions, 30; reported with amendments, 167; amendments adopted and bill ordered engrossed, 181; engrossed, 196; passed, 208; Assembly concurs, 286; enrolled, 309; approved, 354; published as chapter 64.
- No. 45, S. — A bill to amend section 1 of chapter 211 of the general laws of 1874, entitled "An Act relating to the purchase of stationery." committee on Legislative Expenditures, 31; recommitted to committee on Legislative Expenditures, 84; reported favorably, 147; ordered engrossed, 152; engrossed, 155; passed, 159; Assembly concurs, 248; enrolled, 267; approved, 354; published as chapter 27.

- No. 46, S. — A bill to authorize the appointment of a State inspector of oils, and to provide for the inspection of illuminating oils manufactured from petroleum or coal oils. Senator Hudd; committee on State Affairs, 33; reported adversely, 368; indefinitely postponed, 476.
- No. 47, S. — A bill to appropriate to Robert Parkin, a sum of money therein named. Senator Welch; committee on Claims, 33; reported adversely, 116; postponed, 139; recommitted to select committee, consisting of Senator Welch, 164; reported, 422; indefinitely postponed, 463.
- No. 48, S. — A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to School District, No. 7, town of Baraboo, county of Sauk. Senator Welch; committee on Education, 33; reported favorably, 230; ordered engrossed, 252; engrossed, 266; passed, 275; Assembly amends and concurs in, 378; Assembly amendments concurred in, 379; enrolled, 404; approved, 474, published as chapter 100.
- No. 49, S. — A bill to authorize the commissioners of school and university lands to loan a portion of the trust fund of the state to the county of Polk. Senator Fifield. Committee on Education, 34; reported favorably, 230; ordered engrossed, 252; engrossed, 257; recommitted, 271; reported with amendment, 281; amendments adopted and bill passed, 305; Assembly amends and concurs in, 396; Assembly amendments concurred in, 397; enrolled, 434; approved, 475; published as chapter, 141.
- No. 50, S. — A bill to secure a fund for the erection and maintenance of an inebriate asylum for the state of Wisconsin. Senator Welch. Committee on Charitable and Penal Institutions, 67; reported adversely, 216; indefinitely postponed, 241.
- No. 51, S. — A bill to authorize the city of Janesville to issue bonds to provide and pay for engine house in said city. Senator Richardson. Committee on Incorporations and Public Improvements, 67; reported favorably, 115; recommitted to Select committee consisting of Senator Richardson, 133; reported with amendment, 156; ordered engrossed, 163; engrossed, 196; passed, 207; Assembly concurs, 269; enrolled, 279; approved, 355; published as chapter, 49.
- No. 52, S. — A bill to provide for the protection of game in the county of Burnett. Senator Fifield. Committee on Agriculture, 67; recommitted to committee on State Affairs, 170; reported adversely, 215; recommitted, 240; reported favorably, 259; ordered engrossed, 271; engrossed, 279; passed, 304; Assembly amends and concurs in, 425; enrolled, 446; approved, 474; published as chapter, 131.
- No. 53, S. — A bill to amend section 1, chapter 329, general laws 1876, entitled an act to authorize the county of Burnett to build and maintain a free bridge across the St. Croix river, in township 38 north, range 20 west. Senator Fifield. Committee on Roads and Bridges, 67; reported favorably, 369; ordered engrossed, 461; engrossed, 473; passed, 477; Assembly concurs, 515; enrolled, 521; approved, 524; published as chapter, 239.
- No. 54, S. — A bill to amend section 3 of chapter 133 of the revised statutes, entitled "of costs and fees," as amended by section 1 of chapter 18 of the general laws of 1861. Senator Hathaway. Committee on Judiciary, 67; reported favorably, 115; ordered engrossed, 137; engrossed, 155; passed, 159; Assembly refused to concur, 235.
- No. 55, S. — A bill to amend section 7, chapter 67, of the revised statutes, entitled "of cemetery associations." Senator Richardson. Committee on Incorporations and Public Improvements, 67; reported unfavorably, 104; indefinitely postponed, 119.
- No. 56, S. — A bill to abolish time sentences to the state prison. Senator Reed. Committee on Judiciary, 67; reported adversely, 114; recommitted to Select committee, consisting of Senator Reed, 139; reported favorably, 376; postponed, 445; engrossment refused, 452.

- No. 57, S. — A bill to authorize Peter Wilkinson, Ignez Steinmetz, William Owen, Amos Johnson, Darius Palmer and others to erect and maintain a dam across Leach creek in Sauk county. Senator Welch. Committee on Incorporations and Public Improvements, 70; reported favorably, 115; ordered engrossed, 137; engrossed, 146; passed, 152; Assembly concurs, 248; enrolled, 267; approved, 354; published as chapter, 23.
- No. 58, S. — A bill to provide for the action of the commissioners of school and university lands, in certain cases. Senator Hudd. Committee on State Affairs, 70; reported with amendment, 169; amendments adopted and bill ordered engrossed, 181; engrossed, 187; recommitted, 197; recalled and recommitted, 201; reported adversely, 299; passed, 381; Assembly amends and concurs in, 450; Assembly amendment concurred in, 451; enrolled, 469; approved, 520; published as chapter, 153.
- No. 59, S. — A bill to amend section 22, chapter 144, of the general laws of 1872, relating to the organizing of corporations for manufacturing and other purposes. Senator Richardson. Committee on Incorporations and Public Improvements, 70; reported favorably, 115; ordered engrossed, 137; engrossed, 155; passed, 159; Assembly amends and concurs in, 334; amendments concurred in, 336; enrolled, 364; approved, 423; published as chapter, 79.
- No. 60, S. — A bill to legalize the organization of school district No. 2, in the town of Little Wolf, Waupaca county. Senator Mumbroe. Committee on Judiciary, 70; reported, 375; ordered engrossed, 404; engrossed, 410; passed, 426; Assembly concurs, 490; enrolled, 509; approved, 520; published as chapter, 214.
- No. 61, S. — A bill authorizing Chauncy Lamb, Fred. Weyehauser, W. J. Young, Henry Hewitt, Chas. Burnham, and their associates, to improve the Flambeau river. Senator Scott. Committee on Incorporations and Public Improvements, 70; reported with amendment, 176; postponed, 193; recommitted, 210; reported with amendment, 299; amendment amended and adopted and bill ordered engrossed, 362; engrossed, 376; passed, 399; indefinitely postponed by Assembly, 516.
- No. 62, S. — A bill to amend chapter 133 of the private and local laws of 1857, entitled "an act to consolidate and amend the act to incorporate the city of Kenosha, and the several acts amendatory thereof." Senator Farr. Committee on Incorporations and Public Improvements, 71; reported favorably, 115; ordered engrossed, 137; engrossed, 155; passed, 159; Assembly concurs, 248; enrolled, 258; approved, 354; published as chapter, 28.
- No. 63, S. — A bill to amend section 3 of chapter 299 of the private and local laws of 1870, entitled "an act to define certain rights and duties of the Beef Slough Manufacturing, Booming, Log-driving and Transportation Company." Senator Farr. Committee on Incorporations and Public Improvements, 71; reported adversely, 187; recommitted, 200; reported adversely, 458; indefinitely postponed, 476.
- No. 64, S. — A bill to reorganize the judicial circuits of Wisconsin, and to organize the fourteenth judicial circuit. Senator Ryan. Committee on Judiciary, 71; reported unfavorably, 168; recommitted, 183; remonstrances against, 194.
- No. 65, S. — A bill to revise, consolidate, and amend the act entitled, "An act to incorporate the Germantown Farmers' Mutual Insurance Company," approved April 1, 1854, and all acts amendatory thereto. Senator Schneider. Committee on Incorporations and Public Improvements, 71; recommitted to Judiciary committee, 115; reported unfavorably, and recommend that it be returned to senator from the 33d, 280; recommitted, 281.
- No. 66, S. — A bill to provide for the trial of contested claims presented against the estate of deceased persons. Senator Barden. Committee on Judiciary, 71; reported adversely, 114; indefinitely postponed, 138.

- No. 67, S. — A bill to amend section 6 of chapter 165, of the laws of 1874; entitled, "An act to secure the safe navigation of the Wisconsin river." Senator Barden. Committee on Incorporations and Public Improvements, 71; reported favorably, 187; ordered engrossed, 198; engrossed, 212; passed, 236; Assembly concurs, 395; enrolled, 434; approved, 474; published as chapter, 125.
- No. 68, S. — A bill to legalize the acts of the Waukesha County Agricultural Society. Senator Blair. Committee on Judiciary, 71; reported adversely, 114; recommitted to Select committee, consisting of Senator Blair, 139; reported with amendment, 259; amendments adopted and bill ordered engrossed, 271; engrossed, 279; passed, 304; assembly concurs, 395; enrolled, 434; approved, 474; published as chapter 130.
- No. 69, S. — A bill relating to the compensation of town assessors, and amendatory of section 1, of chapter 18, of the general laws of 1870. Senator Sacket. Committee on Judiciary, 71; reported adversely, 114; indefinitely postponed, 138.
- No. 70, S. — A bill relating to actions against counties and cities on defective tax certificates and tax deeds, and amendatory of section 1, chapter 144, general laws of 1874. Senator Burrows. Committee on Judiciary, 72; reported favorably, 115; ordered engrossed, 137; engrossed, 146; passed, 152; Assembly concurs, 235; Assembly asks the return, 235.
- No. 71, S. — A bill relating to the establishment and aid in the maintenance of free high schools, and amendatory of chapter 323, of the general laws of 1875. Senator Burrows. Committee on Education, 72; reported with amendment, 315; amendment adopted and bill ordered engrossed, 340; engrossed, 363; passed, 330; Assembly concurs, 517; enrolled, 523; approved, 525; published as chapter 240.
- No. 72, S. — A bill to repeal chapter 136, laws of Wisconsin for 1874, entitled, "An act for the preservation of fish in Dell Creek," and all subsequent acts amendatory thereof. Senator Welch. Committee on Agriculture, 80; reported favorably, 162; ordered engrossed, 172; engrossed, 176; passed, 191; Assembly concurs, 285; enrolled, 309; approved, 355; published as chapter 51.
- No. 73, S. — A bill to amend section 1, chapter 105, of the revised statutes, relating to the conveyance of real estate by executors and administrators in certain cases. Senator Downs. Committee on Judiciary, 80; reported with amendment, 149; amendments adopted and bill ordered engrossed, 160; engrossed, 176; passed, 191; Assembly refuses to concur, 334.
- No. 74, S. — A bill to appropriate to the Northern Hospital for the Insane, a sum of money for the purchase of an engine and boiler, and to place cast iron radiators under the north wing of said hospital. Senator Torrey. Select committee, Senators Hiner, Hudd, Sacket, Ryan and Farr, 30; reported favorably, 179; recommitted, 193; reported favorably, 211; ordered engrossed, 239; engrossed, 244; passed, 261; Assembly concurs, 303; enrolled, 309; approved, 355; published as chapter 54.
- No. 75, S. — A bill to provide for the examination of the accounts and annual reports of town officers. Senator Farr. Committee on Town and County Affairs, 80; reported favorably, 128; ordered engrossed, 152; engrossed, 168; passed, 172; assembly refuses to concur, 378.
- No. 76, S. — A bill to amend section 1, of chapter 78, of the laws of Wisconsin of 1873, entitled "An act to amend sections 17 and 18, of chapter 130, of the general laws of 1863, entitled 'an act to provide for the assessment of property for taxation, and the levy of taxes thereon.'" Senator Burrows. Committee on Judiciary, 80; reported adversely, 149; indefinitely postponed, 160.
- No. 77, S. — A bill in relation to judgments. Senator Fifield. Committee on Judiciary, 81; reported favorably, 149; ordered engrossed, 160; engrossed,

- 168; passed, 172; Assembly concurs, 335; enrolled, 364; approved, 423; published as chapter 81.
- No. 78, S. — A bill to provide for the inspection of illuminating oils, manufactured from petroleum or coal oil. Senator Fifield. Committee on State Affairs; reported adversely, 368; amended and engrossment refused, 476.
- No. 79, S. — A bill relating to the compensation of clerks of circuit courts Senator Hathaway. Committee on Judiciary, 81; reported adversely, 185; recommitted, 200; reported, 440; amended and engrossment refused; 463; reconsidered and passed, 512.
- No. 80, S. — A bill determining the manner of settling the question of licensing the sale of intoxicating liquors, and amendatory of chapter 85, revised statutes. Senator Arnold. Committee on Judiciary, 81; reported adversely, 185; amended and ordered engrossed, 222; engrossed, 231; passage refused, 250.
- No. 81, S. — A bill relating to the duties of clerks of circuit courts, and amendatory of section 1, of chapter 19, of the general laws of 1853, entitled "an act prescribing certain duties of clerks of circuit courts, and for other purposes." Senator Schneider. Committee on Judiciary, 81; reported adversely, 185; indefinitely postponed, 199.
- No. 82, S. — A bill to amend section 2, of chapter 164, of the revised statutes, entitled "of offences against the lives and persons of individuals." Senator Wing. Committee on Judiciary, 87; reported adversely, 149; indefinitely postponed, 173.
- No. 83, S. — A bill relating to the foreclosure of mortgages, and amendatory of chapter 145, of the revised statutes, entitled "of actions for the foreclosure of a mortgage, and the acts amendatory thereof." Senator Wing. Committee on Judiciary, 87; reported with amendment, 184; amendments adopted and ordered printed, 209; laid over, 253; laid aside, 264; amendment amended laid over, 277; ordered engrossed, 287; engrossed 300; passed, 321; assembly concurs, 395; enrolled, 434; approved, 473; published as chapter 143.
- No. 84, S. — A bill to appropriate to A. C. Millard, H. B. Palmer, and Henry C. Sibree, a sum of money therein named. Senator Rankin. Committee on Claims, 87; reported adversely, 298; recommitted, 308; reported favorably, 406; ordered engrossed, 461; engrossed, 473; passed, 478; assembly concurs, 516; enrolled, 522; approved, 524; published as chapter 242.
- No. 85, S. — A bill specifying where justices of the peace may hold their offices. Senator Rankin. Committee on Judiciary, 88; reported adversely, 186; indefinitely postponed, 199.
- No. 86, S. — A bill for the preservation of fish, in lakes Winnebago, Butte des Morts, Winneconne, Poygan and little lake Butte des Morts, and in waters of Fox River, between little lake Butte des Morts, and the mouth of Wolf river and Lake Winneconne. Senator Torrey. Committee on Agriculture, 88; reported favorably, 170; amended and ordered engrossed 181; engrossed, 212; passed, 236; assembly concurs, 333; enrolled, 363; approved, 423; published as chapter 77.
- No. 87, S. — A bill to provide for acquiring title to a certain tract of land adjoining Northern Hospital for the Insane. Senator Reed. Committee on Claims, 88; reported with amendment 166; amendment amended and adopted and bill ordered engrossed, 182; engrossed, 212; passed, 237; assembly concurs, 303; enrolled, 309; approved, 355; published as chapter, 56.
- No. 88, S. — A bill to provide for the expenditure of the proceeds of the sale of certain swamp lands in Kewaunee county. Senator Grimmer. Committee on Public Lands, 88; reported adversely, 232; indefinitely postponed, 253.

- No. 89, S. — A bill to amend chapter 74, of the laws of Wisconsin of 1875, entitled "an act to amend chapter 244, of the laws of 1874, entitled 'an act to declare a certain highway in Door and Kewaunee counties, a state road.'" Senator Grimmer. Committee on Roads and Bridges, 88; reported by substitute, 282; amendments adopted, bill ordered engrossed and title amended, 307; engrossed, 324; passed, 336; assembly refuses to concur, 450.
- No. 90, S. — A bill to repeal chapter XII, of chapter 59, of the laws of 1875, entitled "an act to incorporate the city of Oconomowoc." Senator Blair. Committee on Incorporations and Public Improvements 88; reported favorably, 176; ordered engrossed, 192; engrossed, 196; passed, 2-8; assembly concurs, 285; enrolled, 303; approved, 356; published as chapter 53.
- No. 91, S. — A bill relating to the exemption of property from execution, and amendatory of sections 23, and 31 of chapter 134, of the Revised Statutes. Senator Bones. Committee on Judiciary, 88; reported adversely, 186; indefinitely postponed, 199.
- No. 92, S. — A bill to repeal sections 23, 35, and 49, of chapter 13, and sections 63, and 94 of chapter 15, of the revised statutes, entitled "of counties and county officers," as revised and reinstated by chapter 84, general laws of 1870. Senator Torrey. Committee on Judiciary, 88; reported 281; postponed, 307; engrossment refused, 358.
- No. 93, S. — A bill to legalize the proceedings of the county board of supervisors of Trempealeau county, in fixing salary of county officers. Senator Arnold. Committee on County and Town affairs, 89; reported favorably, 150; ordered engrossed, 160; engrossed, 168; passed, 172; assembly refuses to concur, 303.
- No. 94, S. — A bill to authorize the Union Lumbering Company to make, maintain and operate certain improvements in Yellow River, for log driving purposes. Senator Scott. Committee on Judiciary, 89; reported adversely, 186; recommitted 200; reported with amendment, 314; amendments adopted and bill ordered engrossed, 362; title amended, 362; engrossed, 376; passed, 399; assembly concurs, 503; enrolled, 522; approved 525; published as chapter 247.
- No. 95, S. — A bill in relation to the proceedings and duties of certain commissioners. Senator Van Schaick. Committee on Claims, 89; reported favorably, 370; reported adversely by minority, 391; recommitted, 404; reported, 406; amended and ordered engrossed, 444; engrossed, 448; passed, 453; motion reconsidered and laid on table, 454.
- No. 96, S. — A bill to distribute more equally the taxation in certain counties in this state. Senator Flint. Committee on State Affairs, 95; reported favorable recommitted, 266; reported favorably, 281; amended and ordered engrossed, 307; engrossed, 325; passed, 336; assembly amends and concurs in, 514; Senate concurs in Assembly amendments, 515; enrolled, 522; approved, 525; published as chapter 245.
- No. 97, S. — A bill to submit to the people an amendment to article VII of the constitution. Senator Hudd. Committee on Judiciary, 95; reported favorably, 149; ordered engrossed, 159; engrossed, 176; passed, 191; assembly concurs, 235; enrolled, 309; approved, 354; published as chapter 48.
- No. 98, S. — A bill to amend subdivision 5 of section 11 of chapter 119 of the general laws of 1872, entitled "an act in relation to railroads and the organization of railroad companies. Senator Douglas. Committee on Railroads, 96; reported with amendment adversely, 316; recommitted, 342; reported adversely, 422; indefinitely postponed, 462.
- No. 99, S. — A bill to amend section 1 of chapter 92 of the laws of 1876, entitled "an act for the preservation of duck and other wild fowl. Senator Richardson. Committee on Agriculture, 96; reported favorably, 162;

- ordered engrossed, 172; engrossed, 186; recommitted, 197; reported, 234; passed, 250; enrolled, 385; approved, 424; published as chapter 97.
- No. 100, S. — A bill to appropriate to the superintendent of public property a sum of money therein named, for the use of the state. Senator Burrows. Committee on Claims, 96; reported favorably, 166; ordered engrossed, 181; engrossed 186; passed, 197; assembly concurs, 334; enrolled, 342; approved, 423; published as chapter 72.
- No. 101, S. — A bill to supply the state capitol with water, and protect it from fire. Senator Burrows. Committee on State Affairs, 96; reported favorably, 157; recommitted to committee on Claims, 157; reported favorably, 370; ordered engrossed, 403; engrossed, 410; passed, 431.
- No. 102, S. — A bill to amend an act, entitled "an act to amend and add to an act entitled 'an act to consolidate chapter 49 of the private and local laws of 1855,' entitled 'an act to incorporate the village of Madison into a separate school district, and all acts amendatory hereof,'" being chapter 203 of the private and local laws of 1867. Senator Burrows. Committee on Education, 96; reported favorably, 230; ordered engrossed, 252; engrossed, 266; passed, 275; assembly concurs, 395; enrolled, 434; approved, 475; published as chapter, 127.
- No. 103, S. — A bill to change the boundaries of certain towns in Lincoln county, and to organize the county of Scanawan therein. Senator Scott. Committee on Town and County Affairs, 96; reported favorably, 150; ordered engrossed, 160; engrossed, 168; passed, 172; assembly amends and concurs in, 303; assembly amendments concurred in, 304; enrolled, 325; approved, 354; published as chapter 50.
- No. 104, S. — A bill to amend section 1 of chapter 100, relative to liens upon logs and timber. Senator Scott. Committee on Judiciary, 96; reported adversely, 295; indefinitely postponed, 324;
- No. 105, S. — A bill relating to the assessment and collection of taxes, and issuing of tax deeds in Jackson county. Senator Scott. Committee on Judiciary, 96; reported adversely, 186; recommitted, 200; reported with amendment, 267; amendments adopted, title amended and ordered engrossed, 277; engrossed, 279; passed, 304; assembly concurs, 396; enrolled, 434; approved, 475; published as chapter 137.
- No. 106, S. — A bill to provide for the construction of gas works for the purpose of lighting the state capitol and grounds with gas. Senator Van Schaick. Committee on Finance, Banks and Insurance, 96; reported adversely, 317; postponed, 342; indefinitely postponed, 462.
- No. 107, S. — A bill to incorporate the Oshkosh horse railway company. Senator Torrey. Committee on Judiciary, 97; reported unfavorably, 280; indefinitely postponed, 307.
- No. 108, S. — A bill to fix the times for holding the circuit court in the county of Kenosha. Senator Farr. Committee on Judiciary, 97; reported favorably, 185; ordered engrossed, 198; engrossed, 212; passed, 236; assembly concurs, 334; enrolled, 342; approved, 423; published as chapter 70.
- No. 109, S. — A bill to provide for the punishment of indecent bathing. Senator Reed. Committee on Judiciary, 97; reported unfavorably, 168; indefinitely postponed, 183.
- No. 110, S. — A bill pertaining to apportioning the bonded indebtedness of the town of Jefferson, Jefferson county, and amendatory of section 2 of chapter 12, laws of 1874. Senator Reed. Committee on Judiciary, 97; reported, 185; ordered engrossed, 198; engrossed, 213; recommitted, 237; reported favorably, 258; passed, 270; assembly concurs, 377; enrolled, 385; approved, 424; published as chapter 93.
- No. 111, S. — A bill to amend section 15 of chapter 133 of the revised statutes, relating to witness fees in any justice's court or before any officer,



- persons or board authorized to take the examination of witnesses, and to amend section 1 of chapter 146 of the general laws of 1869, entitled "an act to amend section 15 of chapter 133 of the revised statutes, relating to witness fees in courts of record. Senator Farr. Committee on Judiciary, 100; reported with amendment, 184; amendment adopted, ordered engrossed, 198; engrossed, 213; passed, title amended, 237; assembly refuses to concur, 334.
- No. 112, S. — A bill to amend chapter 224 of the private and local laws of 1871, relating to the city of Deaver Dam. Senator Williams. Select committee consisting of Senator Williams, 100; reported with amendment, 300; amendments adopted and bill passed, 300; assembly concurs, 333; enrolled, 342; approved, 422; published as chapter 78.
- No. 113, S. — A bill to amend section 5 chapter 144, of the general laws of 1872, entitled "an act for the organization of corporations for manufacturing and other purposes." Senator Douglas. Committee on Incorporations and Public Improvements, 100; reported favorably, 176; recommended, 193; reported with amendment, 256; amendments adopted and bill laid aside, 272; considered, 288; engrossment refused; 288; postponed, 290; reconsideration refused, 359.
- No. 114, S. — A bill relating to the reduction to the price of swamp and overflowed lands in Jackson county. Senator Douglas. Committee on Public Lands, 100; reported favorably, 232; ordered engrossed, 252; engrossed, 257; laid aside, 271; passed, 304; assembly concurs, 419; enrolled, 469; approved, 520; published as chapter, 157.
- No. 115, S. — A bill to appropriate to Rufus B. Smith, a sum of money therein named. Senator Treat. Committee on Claims, 101; reported adversely, 188; indefinitely postponed, 199.
- No. 116, S. — A bill to appropriate to William Buckley a sum of money therein named. Senator Treat. Committee on Claims, 101; reported adversely, 188; indefinitely postponed, 199.
- No. 117, S. — A bill to appropriate to Joseph B. Treat, a sum of money therein named. Senator Treat. Committee on Claims, 101; reported with amendment, 188; amendment adopted; ordered engrossed, 198; engrossed, 212; passed, 237; assembly concurs, 303; enrolled, 309; approved, 355; published as chapter 62.
- No. 118, S. — A bill to appropriate to M. Griffin a sum of money therein named. Senator Treat. Committee on Claims, 101; reported adversely, 188; indefinitely postponed, 199.
- No. 119, S. — A bill to provide for the payment of witnesses who appeared and testified before the joint investigation committee, appointed by virtue of Jt. Res. No. 25, S., of session 1876. Senator Treat. Committee on Claims, 101; reported adversely, 188; indefinitely postponed, 199.
- No. 120, S. — A bill to appropriate to Elias N. White, a sum of money therein named. Senator Williams. Committee on Claims, 101; reported adversely, 188; indefinitely postponed, 199.
- No. 121, S. — A bill to appropriate to Peter Fagg a sum of money therein named. Senator Williams. Committee on Claims, 101; reported adversely, 188; recommended, 200; reported with amendment, 201; amendment adopted and title amended; committee on Claims, 101; reported with amendment, 298; passed, 336; assembly refuses to concur, 451.
- No. 122, S. — A bill to appropriate to J. A. Barney a sum of money therein named. Senator Williams. Committee on Claims, 101; reported adversely, 188; indefinitely postponed, 199.
- No. 123, S. — A bill to amend section 2 of chapter 55 of the general laws of 1869, entitled an act to provide for stereotyping the reports of the decisions of the supreme court. Senator Arnold. Committee on Judiciary, 101; reported adversely, 374; indefinitely postponed, 403.

- No. 124, S. — A bill appointing four trustees for the Galesville University, authorizing the general assembly of the Presbyterian Church in the United States of America to appoint eight trustees therefor; also repealing section 1 of chapter 11 of the private and local laws of 1872, and chapter 259 of the private and local laws of 1870. Senator Arnold. Committee on Judiciary, 102; reported and referred to Senator Arnold, 244; reported with amendment, 259; amendments adopted and bill ordered engrossed, 272; engrossed, 279; passed, 306; enrolled, 470; approved, 520; published as chapter 159.
- No. 125, S. — A bill relating to assaults with intent to do great bodily harm, and to prescribe the punishment therefor. Senator Wing. Committee on Judiciary, 102; reported adversely, 186; ordered engrossed, 199; engrossed, 212; passed, 237; assembly concurs, 383; enrolled, 363; approved, 423; assembly concurs, 425; published as chapter 78.
- No. 126, S. — A bill relating to court commissioners, their appointment, powers and duties, and amendatory of section 94 of chapter 13 of the revised statutes, entitled "of counties and county officers;" and the several acts amendatory thereof. Senator Wing. Committee on Judiciary, 102; reported favorably, 185; ordered engrossed, 198; engrossed, 212; passed, 236; assembly amends and concurs in, 450; assembly amendments concurred in, 451; enrolled, 469; approved, 520; published as chapter, 146.
- No. 127, S. — A bill to repeal chapter 108 of the general laws of 1874, relating to the town of Ahnapee. Senator Grimmer. Committee on Judiciary, 102; reported unfavorably, 280; indefinitely postponed, 307.
- No. 128, S. — A bill to amend chapter 188 of the general laws of 1872, relating to the town of Ahnapee. Senator Grimmer. Committee on Judiciary, 102; reported adversely, 295; indefinitely postponed, 324.
- No. 129, S. — A bill to authorize the town of Ahnapee to build and maintain a bridge across the Ahnapee river. Senator Grimmer. Committee on Roads and Bridges, 102; reported favorably, 204; ordered engrossed, 223; engrossed, 231; passed, 250; Assembly concurs, 396; enrolled, 434; approved, 474; published as chapter 140.
- No. 130, S. — A bill to amend section 1 of chapter 83, of the laws of Wisconsin of 1874, entitled "an act to amend section 1 of chapter 56, of the laws of 1873, relating to common schools." Senator Scott. Committee on Education, 102.
- No. 131, S. — A bill to authorize the town of Necedah, in the county of Juneau, to appropriate a certain sum of money in aid of the construction of the Necedah and Camp Douglas Railroad. Senator Scott. Committee on Railroads, 102; reported with amendment, 232; amendments adopted and bill ordered engrossed, 252; engrossed, 257; passed, 270; Assembly amends and concurs in, 378; Assembly amendments concurred in, 379; enrolled, 404; approved, 473; published as chapter 99.
- No. 132, S. — A bill to lay out and establish a state road from the town of Hancock, Waushara county, to the town of Strong's Prairie, in Adams county. Senator Sacket. Committee on Roads and Bridges, 103; reported with amendment, 204; amendments adopted and bill ordered engrossed, 222; engrossed, 230; passed, 250; Assembly amends and concurs in, 397; Assembly amendment concurred in, 398; enrolled, 434; approved, 475; published as chapter 136.
- No. 133, S. — A bill to amend section 2, chapter 71, general laws of 1858, entitled "an act to provide for the keeping insane persons." Senator Sackett. Committee on Charitable and Penal Institutions, 103; reported with substitute, 216; amendments adopted and bill ordered engrossed, 239; engrossed, 244; passed, 270.
- No. 134, S. — A bill concerning the acknowledgment of certain deeds. Senator Hudd. Committee on Judiciary, 103; reported with amendment,

- 256; amendments adopted and bill ordered engrossed, 272; engrossed, 279; passed, 304; Assembly amends and concurs in, 396; Assembly amendments concurred in, 397; enrolled, 434; approved, 474; published as chapter 133.
- No. 135, S. — A bill relating to appeals from justices court, and amendatory of section 205 of chapter 120 of the revised statutes. Senator Hudd. Committee on Judiciary, 103; reported adversely, 245; recommitted, 263.
- No. 136, S. — A bill relating to the trial of certain criminal cases. Senator Hudd. Committee on Judiciary, 103; reported with amendment, 256; amendments rejected and bill ordered engrossed, 272; engrossed, 279; passed, 304; Assembly amends and concurs in, 396; Assembly amendments concurred in, 397; enrolled, 434; approved, 474; published as chapter 132.
- No. 137, S. — A bill to prevent the adulteration of food. Senator Hudd. Committee on Judiciary, 103; reported with amendment, 256; amendments adopted and bill laid aside, 272; recommitted, 381; reported adversely, 421; indefinitely postponed, 462.
- No. 138, S. — A bill relating to town insurance companies, and amendatory of section 10, chapter 344, laws of 1876. Senator Mumbrue. Committee on Finance, Banks and Insurance, 103; reported favorably, 167; ordered engrossed, 181; reconsidered and recommitted, 183; reported favorably, 318; ordered engrossed, 241; engrossed, 363; passed, 380; Assembly refuses to concur in, 514.
- No. 139, S. — A bill relating to the Madison Mutual Insurance Company, and amendatory of chapter 329, private and local laws of 1863. Senator Burrows. Committee on Finance, Banks and Insurance, 103; reported favorably, 167; ordered engrossed, 181; engrossed, 197; passed, 208; Assembly concurs, 396; enrolled, 470; approved, 520; published as chapter 147.
- No. 140, S. — A bill in relation to the admission of attorneys of courts of record. Senator Welch. Committee on Judiciary, 110; reported adversely, 245; amended; indefinitely postponed, 263.
- No. 141, S. — A bill relating to claims against counties, and amendatory of section 2, chapter 160, general laws of 1868. Senator Richardson. Committee on Town and County Affairs, 110; reported favorably, 231; indefinitely postponed, 253; tabled, 253.
- No. 142, S. — A bill relating to the publication of the transactions of the Northern Wisconsin Agricultural and Mechanical Association, and amendatory of chapter 226, laws of 1876. Senator Richardson; committee on Agriculture, 110; reported with amendment, 169; recommitted to committee on Agriculture, 182; reported adversely, 217; recommitted, 240; reported and recommitted, 376; reported by substitute, 408; bill laid on table, 462.
- No. 143, S. — A bill relating to public printing, and amendatory of chapter 243, laws of 1874. Senator Richardson, 110; recommitted to committee on Agriculture, 187; reported adversely, 217; recommitted, 240; reported and recommitted, 376; reported by substitute, 408; amendment laid on table, 462.
- No. 144, S. — A bill to amend section 7, chapter 67, of Revised Statutes, entitled "of cemetery associations and town cemeteries." Senator Richardson; committee on Incorporations and Public Improvements, 110; reported favorably, 177; recommitted, 193.
- No. 145, S. — A bill to authorize the commissioners of school and university lands to loan a portion of its trust funds to the town of Pine Valley in the county of Clark. Senator Scott; committee on Education, 110; reported favorably, 230; ordered engrossed, 252; engrossed, 257; passed, 270; Assembly amends and concurs in, 334; amendments concurred in, 336; enrolled, 364; approved, 423; published as chapter 76.

- No. 146, S. — A bill to provide for the alteration and discontinuance of the portions of the state road from Black River Falls in Jackson county to the city of La Crosse in La Crosse county. Senator Douglas; committee on Roads and Bridges, 110; reported favorably, 204; ordered engrossed, 222; engrossed, 230; passed, 250; Assembly concurs, 396; enrolled, 446; approved, 475; published as chapter 139.
- No. 147, S. — A bill to prohibit the Continental Insurance Company of New York city from doing business in the state of Wisconsin. Senator Torrey; committee on Finance, Banks and Insurance, 111; reported adversely, 217; indefinitely postponed, 241.
- No. 148, S. — A bill relating to swamp lands in a certain locality, and to repeal chapter 313 of the private and local laws of 1869, entitled "an act to authorize the use of money arising from the sale of certain swamp and overflowed lands in the county of Portage, for draining purposes," and to amend chapter 537, of the laws of 1865, relating thereto, and also to repeal chapter 105, of the private and local laws of 1875, entitled "an act to amend chapter 313 of the private and local laws of 1869." Senator Mumbrue; committee on Public lands, 111; reported with amendment, 232; amendments adopted and bill ordered engrossed, 252; engrossed, 257; laid aside, 271; passed, 287; Assembly concurs, 516; enrolled, 521; approved, 525; published as chapter 248.
- No. 149, S. — A bill to amend section 2, of chapter 192, of the laws of Wisconsin of 1875, entitled "an act to authorize William Dunlap to keep and maintain a ferry across lake Pepin from the village of Stockholm, Wisconsin, to Lake City, Minnesota. Senator Arnold; select committee consisting of Senators Flint and Arnold, 111; recommitted to committee on Town and County affairs, 171; reported favorably, 177; amended and ordered engrossed, 192; engrossed, 196; passed, 208; Assembly concurs, 235; enrolled, 254; approved, 334; published as chapter 19.
- No. 150, S. — A bill to appropriate to Ira F. Kellmer, a sum of money therein named. Senator Arnold; committee on Claims, 111; reported with amendment, 408; amendments adopted and bill ordered engrossed, 402; engrossed, 477; passed, 478; Assembly concurs, 516; enrolled, 522; approved, 524; published as chapter 241.
- No. 151, S. — A bill to amend chapter 224, of the private and local laws of 1867, entitled "an act to incorporate the village of Trempeleau. Senator Arnold; committee on Incorporations, 111; reported favorably, 218; ordered engrossed, 239; engrossed, 257; passed, 270; Assembly refuses to concur, 334.
- No. 152, S. — A bill to repeal chapter 407, of the laws of Wisconsin of 1876, entitled "an act for locating and changing county seats," and to reenact and amend section 2 of chapter 89 of the general laws of 1872. Senator Wing; committee on Town and County Affairs, 111; reported adversely, 231; considered, 263; bill withdrawn, 277.
- No. 153, S. — A bill to authorize Benjamin Briskley and his associates and assigns to improve Little Eau Pleine river, and maintain a boom on the same. Senator Mumbrue; committee on Incorporations and Public Improvements, 111; indefinitely postponed, 463.
- No. 154, S. — A bill to authorize school district No. 2, in the town of Little Wolf, Waupaca county, to borrow a certain sum of money. Senator Mumbrue; committee on Education, 112; reported adversely, 230; re-committed, 253.
- No. 155, S. — A bill to prevent the fraudulent issuing of jurors and witness' certificates by clerks of circuit courts. Senator Hiner; committee on Judiciary, 112; reported adversely, 186; recommitted, 200.
- No. 156, S. — A bill to regulate the use of the great seal and to establish a lesser seal. Senator Hiner; committee on State Affairs, 112; reported favorably, 216; recommitted, 240; reported adversely, 315; postponement

- refused, and bill ordered engrossed, 241; engrossed, 263; passed, 280; Assembly concurs, 490; enrolled, 509; approved, 521; published as chapter 210.
- No. 157, S. — A bill to amend section 16, of chapter 7, of the Revised Statutes, in regard to notices of general and special elections. Senator Ryan; committee on Judiciary, 112; reported adversely, 186; recommit- ted, 200; reported adversely, 269; indefinitely postponed, 403.
- No. 158, S. — A bill relating to offenses against property. Senator Ryan. Committee on Judiciary, 112; reported adversely, 186; indefinitely post- poned, 199.
- No. 159, S. — A bill to provide for the competency of married women, as witnesses. Senator Ryan. Committee on Judiciary, 112; reported with amendment, 215; amendment adopted and bill ordered engrossed, 239; engrossed, 244; passed, 260; Assembly refuses to concur, 334.
- No. 160, S. — A bill to authorize the trustees, managers and directors of the state charitable, penal and benevolent institutions, to require their treas- urer or other person having money or property of said institutions in their possession, to give bonds. Senator Blair. Committee on Judicia- ry, 112; reported with amendment, 184; amendment adopted; ordered engrossed, 198; engrossed, 213; passed, 236; Assembly concurs, 333; en- rolled, 342; approved, 423; published as chapter 69.
- No. 161, S. — A bill to enable the city of Madison to refund the capitol ex- tension bonds. Senator Burrows. Committee on Finance, Banks and In- surance, 112; reported favorably, 217; recommitte- i, 240; reported with amendment, 318; amendments adopted, title amended and bill ordered engrossed, 340; engrossed, 376; passed, 399; Assembly concurs, 490; en- rolled, 509; approved, 521; published as chapter 212.
- No. 162, S. — A bill to appropriate to Sylvester G. H. Crocker, the sum of money therein named. Senator Burrows. Committee on Claims, 112; reported with amendment, 317; amendment adopted, and bill ordered en- grossed, 340; engrossed, 363; passed, 280; Assembly concurs, 449; en- rolled, 469; approved, 520; published as chapter 152.
- No. 163, S. — A bill to revise and amend the charter of village of Waukesha. Senator Blair. Committee on Ju diciary, 113; recommitte- d, 214; Com- mittee ask leave to withdraw bill, 421.
- No. 164, S. — A bill relating to justices of the peace in the city of Water- town. Senator Reed. Committee on Judiciary, 113; reported and re- ferred to Senator Reed, 243.
- No. 165, S. — A bill to authorize the city of Watertown to regulate and li- cense the traffic and sale of goods and wares by certain persons within the limits of the city. Senator Reed. Committee on Judiciary, 113; re- ported and referred to Senator Reed, 243.
- No. 166, S. — A bill to exempt members of the fire department from certain duties therein named. Senator Reed. Committee on Incorporations and Public Improvements, reported adversely, 218; indefinitely post- poned, 241.
- No. 167, S. — A bill relating to towns and town officers and amendatory of section 87, of chapter 13, of the Revised Statutes. Senator Hudd. Com- mittee on Town and County Affairs, 113; reported favorably, 211; or- dered engrossed, 239; engrossed, 244; passed, 260; Assembly refuses to concur, 378.
- No. 168, S. — A bill to amend an act entitled "an act to amend chapter 262, of the laws of 1875, and to amend an act entitled 'an act to revise, consolidate and amend an act to incorporate the city of Green Bay, and the several acts amendatory thereof, approved March 8, 1875,'" Senator Hudd. Se- lect committee, consisting of Senator Hudd, 113, reported by substitute, 234; passed, 234; Assembly amends and concurs in, 396; Assembly

amendments concurred in, 397; enrolled, 434; approved, 475; published as chapter 126.

- No. 169, S. — A bill to revise, consolidate and amend the charter of the city of Oshkosh, and the acts incorporating the city, and the several acts amendatory thereof. Senator Torrey. Committee on Incorporations Public Improvements, 113; recalled and referred to a select committee, consisting of Senator Torrey, 147; reported with amendment, 219; amendments adopted and passed, 219; Assembly concurs, 235; enrolled, 446; approved, 474; published as chapter 123.
- No. 170, S. — A bill to empower the board of trustees of any corporation, village, or the common council of any city to prescribe the duties and qualifications of street commissioners. Senator Farr. Committee on Judiciary, 123; reported with amendment, 256; amendments adopted and bill ordered engrossed, 272; engrossed, 279; passed, 305; Assembly concurs, 396; enrolled, 434; approved, 474; published as chapter 135.
- No. 171, S. — A bill to amend chapter 135, of the laws of 1876, entitled "an act to revise, consolidate and amend the charter of the city of La Crosse," approved February 19, A. D. 1869, and the several acts amendatory thereof. Senator Wing; rules suspended and bill passed, 123; Assembly concurs, 158; enrolled, 167; approved, 353; published as chapter 6.
- No. 172, S. — A bill limiting the term of imprisonment of persons committed to jail for the non-payment of fines. Senator Wing. Committee on Judiciary, 123; reported favorably, 243; ordered engrossed, 262; engrossed, 267; passed, 276; Assembly amends and concurs in, 450; Assembly amendments concurred in, 451; enrolled, 469; approved, 520; published as chapter 155.
- No. 173, S. — A bill to amend section 4 of chapter 57 of the laws of 1876, entitled "an act to amend chapter 223 of the laws of 1874, entitled, 'an act relating to railroads, express and telegraph companies in the state of Wisconsin,'" and to repeal other sections and acts therein named. Senator Wing. Committee on Railroads, 123; reported with amendment, 232; amendments adopted and bill laid aside, 253; laid aside, 264; amended and recommitted, 290; reported with amendment, 316; engrossment refused, 341.
- No. 174, S. — A bill relating to the fees of sheriffs and referees. Senator Wing. Committee on Judiciary, 123; reported with amendment, 296; amendment adopted and bill laid aside, 323; ordered engrossed, 362; engrossed, 376; passed, 399; Assembly concurs, 490; enrolled, 509; approved, 521; published as chapter 211.
- No. 175, S. — A bill to amend section 6, of chapter 46, of the private and local laws of 1860, entitled, "an act to promote the construction of horse railroads in the city of La Crosse." Senator Wing. Select committee, consisting of Senator Wing; bill ordered not printed, 123; reported favorably, 171; ordered engrossed, 181; engrossed, 186; passed, 197; Assembly refuses to concur, 303.
- No. 176, S. — A bill to repeal chapter 82, of the laws of 1876, entitled, "an act amendatory of chapter 73, of the private and local laws of 1858, relating to the city of Ripon." Senator Hiner; rules suspended and bill passed, 124; Assembly concurs, 158; enrolled, 167; recalled from Governor, 175; returned by Governor, 189; Assembly asks the return, 235; Assembly amends and concurs, 269; Senate concurs in amendments, 269; enrolled, 279; approved, 355; published as chapter 52.
- No. 177, S. — A bill for the preservation of game in the counties of Rock, Green, and Walworth. Senator Richardson. Committee on Agriculture, 124.
- No. 178, S. — A bill to appropriate to Stephen V. Shipman the sum of money therein named. Senator Davis. Committee on Claims; ordered not printed, 124; recommitted, 284; reported favorably (in part), 390; ordered

- engrossed, 462; engrossed, 473; passed, 478; indefinitely postponed by Assembly, 516.
- No. 179, S. — A bill to authorize the several counties in this state to issue bonds for a certain purpose. Senator Scott. Committee on Judiciary, 124; reported adversely, 245; recommitted, 263; reported with amendment, 267; amendments adopted, title amended and ordered engrossed, 277; engrossed, 279; passed, 305; Assembly concurs, 449; enrolled, 469; approved, 520; published as chapter 150.
- No. 180, S. — A bill to enable the Wisconsin Valley Railroad Company to complete its line of road, and to exempt certain lands from taxation. Senator Scott. Committee on Railroads, 124; reported, 233; select committee, 284; reported adversely, 393; indefinitely postponed, 462.
- No. 181, S. — A bill to amend section 1, chapter 360, laws of Wisconsin of 1876, entitled, "an act to prevent the hunting of deer with dogs." Senator Fifield. Committee on Agriculture, 124; reported with amendments, 217; amendments adopted, 241; engrossment refused, 242; reconsidered and recommitted, 242; reported favorably, 421; ordered engrossed, 463; engrossed, 473; passed, 477; Assembly concurs, 516; enrolled, 521; approved, 524; published as chapter, 240.
- No. 182, S. — A bill relating to loans of school and university trust funds to school districts, and amendatory of section 5, chapter 42 of the general laws of 1871. Senator Mumbrue, 124; reported adversely, 230; amended and ordered engrossed, 262; engrossed, 279; passed, 305; Assembly amends and concurs in, 396; Assembly amendments concurred in, 397; enrolled, 434; approved, 475; published as chapter 128.
- No. 183, S. — A bill erecting the county of Forest. Senator Mumbrue. Committee on Town and County Affairs, 124; recommitted, 473.
- No. 184, S. — A bill to amend an act entitled, "an act to organize a union school district in the village and town of Monroe, in the county of Green." Senator Treat. Committee on Town and County Affairs, 124; reported favorably, 195; ordered engrossed, 209; engrossed, 212; passed, 237; Assembly concurs, 334; enrolled, 342; approved, 423; published as chapter 74.
- No. 185, S. — A bill to submit to the people an amendment of section 2 of article VIII, of the Constitution of this State. Senator Treat, 125; reported favorably, 296; ordered engrossed, 323; engrossed, 331; passed, 356; Assembly amends and concurs in, 396; Assembly amendment laid over in the general file, 397; Assembly recedes from its amendment, 451; enrolled, 470; approved, 520; published as chapter 158.
- No. 186, S. — A bill in relation to the county and state canvass of votes. Senator Burrows. Committee on Judiciary, 125; reported with amendment, 373; amendment adopted and bill ordered engrossed, 403; engrossed, 410; passed, 426.
- No. 187, S. — A bill to amend section 5, of chapter 14, of the revised statutes, entitled "of resignations, vacancies, and removals and of supplying vacancies." Senator Burrows. Committee on Town and County Affairs, 125; reported favorably, 212; recommitted, 240; reported with amendment, 314; amendment adopted and bill ordered engrossed, 340; engrossed, 363; passed, 380; Assembly amends and concurs in, 449; Senate refuses to concur in Assembly amendments, 451; Assembly recedes from its amendments, 460; enrolled, 498; approved, 521; published as chapter 206.
- No. 188, S. — A bill to appropriate a sum of money therein named to pay for additional copies of the Legislative Manual of 1877. Senator Burrows. Committee on Claims, 125; reported favorably, 188; ordered engrossed, 198; engrossed, 212; passed, 237; Assembly concurs, 303; enrolled, 309; approved, 355; published as chapter 59.
- No. 189, S. — A bill to appropriate to the Wisconsin State Agricultural Soci-

- ety a sum of money therein named. Senator Burrows. Committee on Agriculture, 125; reported favorably, 232; recommitted to Committee on Claims, 254; engrossed, 257; reported favorably, 370; passed, 399; Assembly amends and concurs, 490; Committee of Conference appointed, 491; Committee of Conference cannot agree, 497; new Committee of Conference appointed, 498; Assembly agrees to new Committee of Conference, 502; Committee of Conference report, 502; report agreed to, 502; enrolled, 522; approved, 525; published as chapter 243.
- No. 100, S. — A bill to amend sections 6 and 8 of chapter 93 of the general laws of 1870, entitled "an act for the improvement and raising of stock." Senator Arnold. Committee on Agriculture, 125; reported with amendments, 217; amendments adopted and bill ordered engrossed, 239; engrossed, 244; passed, 261; Assembly concurs, 378; enrolled, 385; approved, 423; published as chapter 91.
- No. 101, S. — A bill to repeal chapter 341 of the private and local laws of 1867 and all acts amendatory thereof. Senator Rankin. Committee on State Affairs, 125; reported, 420; indefinitely postponed, 463.
- No. 102, S. — A bill relating to and amendatory of section 1, chapter 57, of the laws of 1876, entitled "an act to amend chapter 273 of the laws of 1874, entitled 'an act relating to railroads, express and telegraph companies in the state of Wisconsin,'" and to repeal other sections and acts named therein. Senator Rankin. Committee on Railroads, 125; reported adversely, 316; postponed, 242; indefinitely postponed, 463.
- No. 103, S. — A bill to provide compensation for photographic reporters in the county of Outagamie. Senator Ryan. Committee on Judiciary, 126; reported 375; recommitted 398; reported adversely, 406; indefinitely postponed, 462.
- No. 104, S. — A bill to amend chapter 130, of revised statutes relating to proceeding against debtors by attachment. Senator Ryan. Committee on Judiciary, 126; reported adversely, 280; indefinitely postponed, 307.
- No. 105, S. — A bill to amend chapter 121 of the revised statutes, entitled "of the jurisdiction of justices in criminal cases and of the proceedings thereon." Senator Ryan. Committee on Judiciary, 126; reported adversely, 245; indefinitely postponed, 263.
- No. 106, S. — A bill to incorporate the city of Depere. Senator Hudd. Committee on Judiciary and ordered not printed, 126; reported adversely, 374; indefinitely postponed, 403.
- No. 107, S. — A bill relating to the Sturgeon Bay and Lake Michigan Ship Canal, and to amend chapter 365 of the private and local laws of 1864, entitled "an act to incorporate the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company, approved April 2, 1864." Senator Hudd. Committee on Judiciary, 125; reported favorably, 375; ordered engrossed, 403; engrossed, 410; passed, 426; Assembly concurs, 503; enrolled, 522; approved, 525; published as chapter 251.
- No. 108, S. — A bill relating to corporations organized under the laws of this state, and amendatory of section 8 of an act entitled "an act to authorize the organization of corporations for other than manufacturing, mercantile, insurance, banking, transportation or trading purposes," approved March 25, 1872. Senator Hudd. Committee on Judiciary, 126; reported favorably, 243; ordered engrossed, 262; engrossed, 279; passed, 305; Assembly concurs, 449; enrolled, 469; approved, 520; published as chapter 149.
- No. 109, S. — A bill to appropriate to the Cadle Home of Green Bay, five hundred dollars. Senator Hudd. General file 126; to Committee on Claims, 183; reported adversely, 297; considered, 332; ordered engrossed, 384; engrossed, 389; passed, 428.
- No. 200, S. — A bill to repeal chapter 449, of the private and local laws of 1869, entitled, "an act to incorporate the city of Oconto," and all acts



- amendatory thereof, and to attach certain territory to the town of Oconto. Senator Hudd. Select committee of Senators Grimmer and Hudd, 126.
- No. 201, S. — A bill to appropriate to Alois Klaus, a sum of money. Senator Hudd. Committee on Claims, 127.
- No. 202, S. — A bill to amend section 1 of chapter 121, of the general laws of 1856, entitled "an act concerning railroads," Senator Hudd. Select committee, Senator Hudd, 127; recommitted, 253; reported adversely, 420; indefinitely postponed, 476.
- No. 203, S. — A bill to amend chapter 313, of the laws of 1876, entitled, "an act to revise, consolidate and amend the charter of the city of Racine, and the several acts amendatory thereof." Senator Bones. General file and ordered not printed, 127; rules suspended and bill passed, 152; Assembly concurs, 248; enrolled, 267; approved, 354; published as chapter 23.
- No. 204, S. — A bill relating to destruction of game and birds in Racine county. Senator Bones. Committee on Agriculture, 127; reported with amendments, 217; amendments adopted; indefinitely postponed, 241; reconsidered and recommitted, 242.
- No. 205, S. — A bill to appropriate to St. Luke's Hospital of Racine five hundred dollars. Senator Bones. Committee on Charitable and Penal Institutions, 127; recommitted, 288; reported adversely, 297; considered, 382; ordered engrossed, 384; engrossed, 380; passed, 423.
- No. 206, S. — A bill authorizing and requiring the farm mortgage land commissioners appointed under chapter 246 of the private and local laws of 1868, to extend the benefits of said act to certain other parties equitably entitled thereto. Senator Barlen. Committee on Judiciary, 127; reported favorably, 214; indefinitely postponed, 241; reconsidered and recommitted, 247; reported with amendment, 256; amendment adopted and bill ordered engrossed, 264; engrossed, 267; passed, 275; Assembly concurs, 398; enrolled, 384; approved, 423; published as chapter 84.
- No. 207, S. — A bill relating to the assessment of personal property, and amendatory of section 20, chapter 148, general laws of 1872. Senator Barlen. Committee on Judiciary, 127; reported with amendment, 296; amendment adopted, bill ordered engrossed, and title amended, 323; engrossed, 325; passed, 336; Assembly concurs, 361; enrolled, 364; approved, 423; published as chapter 75.
- No. 208, S. — A bill to amend chapter 152, general laws of 1872, entitled "an act to authorize the county board of supervisors in the several counties in this state to levy a special tax for county road purposes, and to repeal chapter 229, laws of 1874." Senator Flint. Committee on Roads and Bridges, 127; reported favorably, 273; ordered engrossed, 306; reconsidered and postponed, 308; bill amended, title amended and ordered engrossed, 240; engrossed, 376; passed, 399; Assembly concurs, 503; enrolled, 522; approved, 525; published as chapter 252.
- No. 209, S. — A bill to amend chapter 259 of the laws of 1875, entitled, "of counties and county officers." Senator Flint. Committee on Town and County Affairs, 127; reported adversely, 202; indefinitely postponed, 223.
- No. 210, S. — A bill concerning town boards of review. Senator Flint. Committee on Town and County Affairs, 128; reported favorably, 211; ordered engrossed, 239; engrossed, 257; passed, 270; Assembly amends and concurs in, 425; Assembly amendments concurred in, 426; enrolled, 470; approved, 520; published as chapter 154.
- No. 211, S. — A bill to appropriate to the Northern Wisconsin Agricultural and Mechanical Association a sum of money therein named. Senator Sacket. Committee on Agriculture, 128; reported with amendment, 233; recommitted, 253; reported with amendment, 370; amendment adopted and bill ordered engrossed, 403; engrossed, 410; passed, 231;

Assembly concurs, 490; enrolled, 509; approved, 531; published as chapter 208.

- No. 212, S. — A bill to authorize the secretary of state to audit certain necessary expenses of the late treasury agent. Senator Hiner. Committee on State Affairs, 128; recommitted, 204; reported with amendment and without recommendation, 298; laid aside, 323; indefinitely postponed, 381; indefinite postponement reconsidered, and postponed, 385; laid on the table, 497.
- No. 213, S. — A bill to appropriate a sum of money therein named for improving the bridge across Buffalo Lake in the town of Packwaukee, in Marquette county. Senator Sacket. Committee on Roads and Bridges, 141; reported with amendment, 330; recommitted, 331; recommitted to select committee, 463.
- No. 214, S. — A bill to repeal chapter 240, laws of 1873, entitled "an act relating to the publication of delinquent tax lists." Senator Sacket. Committee on Printing, 141; reported adversely, 369; indefinitely postponed, 408.
- No. 215, S. — A bill to cheapen the cost of supporting the common schools of the State. Senator Davis. Select committee, consisting of Senator Hiner, 141; substitute reported, 220; substitute and bill referred to Committee on Education, 220; reported by substitute with amendments, 248; 500 copies substitute ordered printed, 243; postponed, 243; amendments adopted, 398; made special order, 398; considered, amended and ordered engrossed, 410; recommitted, 433; reported with amendment, 440; consideration refused, 443; amended and passed, 452.
- No. 216, S. — A bill to appropriate a sum of money therein named to the Fond du Lac Relief Society for the purpose of maintaining a Home for the Friendless. Senator Cavanagh. Committee on Charitable and Penal Institutions, 141; recommitted, 283; reported adversely, 297; considered, 382; ordered engrossed, 384; engrossed, 389; passage refused, 429.
- No. 217, S. — A bill to appropriate a sum of money therein named to the Sisters of Mercy Orphan Asylum of Fond du Lac. Senator Cavanagh. Committee on Charitable and Penal Institutions, 142; recommitted, 283; reported adversely, 297; considered, 382; ordered engrossed, 384; engrossed, 389; passage refused, 429.
- No. 218, S. — A bill to appropriate to the St. Francis Orphan Asylum for Girls, of the city of La Crosse, and to the St. Michael's Asylum for Boys, of the city of La Crosse, a sum of money therein named. Senator Wing. Committee on Charitable and Penal Institutions, 142; recommitted, 283; reported adversely, 297; considered and amended, 382; ordered engrossed, 384; engrossed, 389; passage refused, 429; reconsidered and passed, 431; Assembly refuses to concur, 450.
- No. 219, S. — A bill to appropriate to the St. Aemelianus Orphan Asylum of Milwaukee a sum of money therein named. Senator Mitchell. Committee on Charitable and Penal Institutions, 142; recommitted, 283; reported adversely, 297; considered and amended, 383; ordered engrossed, 383; engrossed, 389; passed, 429; Assembly refuses to concur, 450.
- No. 220, S. — A bill to appropriate to the Milwaukee Industrial School a sum of money therein named. Senator Mitchell. Committee on Charitable and Penal Institutions, 142; recommitted, 283; reported adversely, 298; considered and amended, 382; ordered engrossed, 384; engrossed, 389; passage refused, 429; reconsidered, 431; passed, 431; Assembly refuses to concur, 450.
- No. 221, S. — A bill to appropriate to the St. Rose Asylum of Milwaukee, a sum of money therein named. Senator Mitchell. Committee on Charitable and Penal Institutions, 142; recommitted, 283; reported adversely, 298; considered and amended, 382; ordered engrossed, 384; engrossed, 389; passed, 430; Assembly refuses to concur, 450.

- No. 222, S. — A bill to appropriate to the St. Joseph Orphan Asylum of Milwaukee, a sum of money therein named. Senator Mitchell. Committee on Charitable and Penal Institutions, 142; recommitted, 283; reported adversely, 298; considered and amended, 382; ordered engrossed, 384; engrossed, 389; passed, 430; Assembly refuses to concur, 450.
- No. 223, S. — A bill to appropriate to the Orphans' Association of Milwaukee, a sum of money therein named. Senator Mitchell. Committee on Charitable and Penal Institutions, 142; recommitted, 283; reported adversely, 298; considered and amended, 382; ordered engrossed, 384; engrossed, 389; passed, 430; Assembly refuses to concur, 450.
- No. 224, S. — A bill to appropriate to the Home of the Friendless of Milwaukee, a sum of money therein named. Senator Mitchell. Committee on Charitable and Penal Institutions, 142; recommitted, 283; reported adversely, 298; considered and amended, 382; ordered engrossed, 384; engrossed, 389; passed, 430; Assembly concurs, 460; enrolled, 498; approved, 521; published as chapter 209.
- No. 225, S. — A bill to appropriate to the St. Nazian Society of the county of Manitowoc, a sum of money therein named. Senator Rankin. Committee on Claims, 142; reported adversely, 298; considered, 382; ordered engrossed, 384; engrossed, 389; passed, 430; Assembly refuses to concur, 450.
- No. 226, S. — A bill to authorize the officers of agricultural and horticultural societies of towns and villages and other societies, to charge and collect fees for licenses in certain cases. Senator Schneider. Committee on State Affairs, 142; reported adversely, 215; indefinitely postponed, 241.
- No. 227, S. — A bill relating to and amendatory of chapter 220, of the general laws of 1869, entitled, "an act to fix the compensation of the members of the county board of supervisors of the county of Racine. Senator Bones. Committee on Town and County Affairs, 143; reported favorably, 195; recommitted, 209; reported adversely, 295; recommitted, 324.
- No. 228, S. — A bill to codify and amend the laws of the state, relating to garnishees and garnishee proceedings. Senator Wing. Select committee, consisting of Senator Wing, 143; reported with amendment, 458; ordered engrossed, 458; engrossed, 473; passed, 477; Assembly concurs, 516; enrolled, 521; approved, 525; published as chapter 237.
- No. 229, S. — A bill to authorize a change of the place of trial in certain cases. Senator Wing. Committee on Judiciary, 143; reported adversely, 245; recommitted, 283; reported with amendment, 410; amendments adopted and bill ordered engrossed, 462; engrossed, 473; title amended and bill passed, 478; Assembly concurs, 516; enrolled, 522; approved, 525; published as chapter 238.
- No. 230, S. — A bill to amend section 59, of chapter 133, of the revised statutes, entitled, "of costs and fees." Senator Wing. Committee on Judiciary, 143; recommitted to Joint Committee on Printing, 148; reported adversely, 370; indefinitely postponed, 403.
- No. 231, S. — A bill to amend section 54, of chapter 134, of the revised statutes, entitled "of executions and proceedings supplementary thereto." Senator Wing. Committee on Judiciary, 143; reported with amendments, 280; amendments adopted and bill ordered engrossed, 306; engrossed, 324; passage refused, 336; reconsidered and postponed, 364; passed, 380; Assembly refuses to concur, 450.
- No. 232, S. — A bill to repeal chapter 97, of the general laws of 1870, relating to the exemption of certain property from execution. Senator Wing. Committee on Judiciary, 143; recommitted, 214.
- No. 233, S. — A bill to repeal chapter 341, laws of 1876, entitled "an act to establish the salaries of the state officers." Senator Rankin. Committee on Judiciary, 143; reported adversely, 214; recommitted, 240.

- No. 234, S. — A bill to amend chapter 314, of the laws of 1876, entitled, "an act relating to trespassing on state lands." Senator Flint. Committee on Public Lands, 143; reported favorably, 232; recommitted, 263; reported adversely, 375; indefinitely postponed, 462.
- No. 235, S. — A bill to repeal sections 5, 6, 7 and 19, of the revised statutes, entitled "of medical societies." Senator Welch. Select committee, Senators Farr, Downs and Read, 144; reported favorably, 219; ordered engrossed, 239.
- No. 236, S. — A bill providing for the election by the people of a railroad commissioner. Senator Flint. Committee on Judiciary, 144; reported favorably, 314; recommitted, 240; reported adversely, 316; postponed, 242; indefinitely postponed, 463.
- No. 237, S. — A bill to amend chapter 130, general laws of 1868, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon. Senator Flint. Committee on Judiciary, 144; reported with amendment, 296; amendment adopted and bill ordered engrossed, 323; engrossed, 331; passed, 356; Assembly refuses to concur, 451; Assembly asks return, 461; Senate returns, 461; Assembly amends and concurs in, 510; Senate concurs in Assembly amendments, 511; enrolled, 522; approved, 525; published as chapter 246.
- No. 238, S. — A bill authorizing the State Treasurer to retain certain moneys belonging to Taylor county, and to pay over the same to the county of Lincoln. Senator Scott. Committee on Judiciary, 144; reported favorably, 213; ordered engrossed, 239; engrossed, 244; passed, 261; Assembly amends and concurs in, 450; Assembly amendments concurred in, 451; enrolled, 470; approved, 519; published as chapter 156.
- No. 239, S. — A bill to punish imposition in the practice of medicine or surgery. Senator Welch. Select committee, consisting of Senators Farr, Downs and Read, 144; reported, 219; tabled, 242.
- No. 240, S. — A bill relating to the preservation of fish in Lake Monona and Lake Mendota and the waters connecting them in the county of Dane. Senator Burrows. Committee on Agriculture, 144; reported favorably, 218; recommitted, 240; reported adversely and indefinitely postponed, 518, 518.
- No. 241, S. — A bill to authorize the city of Appleton to issue corporate bonds for bridge purposes. Senator Ryan. Committee on Incorporations and Public Improvements, 144; reported favorably, 218; ordered engrossed, 239; engrossed, 244; passed, 261; Assembly amends and concurs in, 378; Assembly amendments concurred in, 379; enrolled, 404; approved, 474; published as chapter 101.
- No. 242, S. — A bill to change and define the limits of the 8d, 7th and 9th judicial circuits and fix the time for holding the term of court therein, and for other purposes. Senator Barden. Committee on Judiciary, 144; reported for printing; recommitted, 296; reported with amendment, 330; amendment adopted and bill passed, 381; Assembly concurs, 396; enrolled, 446; approved, 474; published as chapter 120.
- No. 243, S. — A bill for the division of the counties of Chippewa and Lincoln and the erection of the county of Ludington. Senator Barden. Committee on Town and County Affairs, 145; reported adversely, 177; postponed, 193; minority report, 203; postponed, 209; considered, 223; laid on the table, 224.
- No. 244, S. — A bill to provide for the annexation of portions of towns to to villages, for highway purposes. Senator Torrey. Committee on Roads and Bridges, 145; reported adversely, 369; indefinitely postponed, 403.
- No. 245, S. — A bill authorizing and directing the Secretary of State to order the binding of the reports of the Railroad Commissioners. Senator Torrey. Committee on Legislative Expenditures, 145; reported with

- amendments, 233; recommitted, 258; reported adversely, 298; indefinitely postponed, 324; reconsidered and postponed, 326; ordered engrossed, 444; engrossed, 443; passed, 453; concurred in, 503; enrolled, 523; approved, 525; published as chapter 244.
- No. 246, S. — A bill providing stationery and postage stamps for clerks and employes of the legislature. Senator Torrey. Committee on Legislative Expenditures, 145; reported with amendments and recommitted, 215; reported adversely, 299; indefinite postponement refused, amendments rejected and bill ordered engrossed, 324; engrossed, 331; passed, 356; Assembly indefinitely postpones, 451.
- No. 247, S. — A bill to improve the Beef river, and to authorize the town of Modena to issue bonds. Senator Arnold. Select committee consisting of Senator Arnold, 145; reported favorably, 164; recommitted to committee on Judiciary, 173; reported adversely, 290; indefinitely postponed, 307.
- No. 248, S. — A bill authorizing G. R. Frary, Orlando Brown and Thomas Shane to run a steamboat on Beef river. Senator Arnold. Select Committee consisting of Senator Arnold. Ordered not printed, 145; reported favorably, 164; recommitted to committee on Judiciary, 174; reported adversely, 290; indefinitely postponed, 307.
- No. 249, S. — A bill relating to the 29th Senate district. Senator Arnold. Select committee consisting of Senator Arnold. Ordered not printed, 145.
- No. 250, S. — A bill to promote egress from theaters and other public buildings. Senator Arnold. Committee on State Affairs, 145; reported favorably, 204; amended and recommitted, 239.
- No. 251, S. — A bill to protect makers of notes given to fire insurance companies for the payment of premiums. Senator Torrey. Committee on Judiciary, 145; reported with amendment, 297; amendment adopted and bill ordered engrossed, 323; engrossed, 331; passed, 356; Assembly refuses to concur, 450.
- No. 252, S. — A bill to appropriate a sum of money therein named to A. E. Elmore, H. C. Tilton, W. W. Reed, H. H. Giles, C. H. Haskins, G. W. Burchard, Wm. E. Smith, and Nelson Dewey, for services rendered under Jt. Res., No. 13, session of 1876. Senator Hathaway. Committee on Claims, 146; reported by substitute, 246; amendments adopted, title amended and bill ordered engrossed, 262; engrossed, 266; passed, 275; Assembly concurs, 334; enrolled, 342; approved, 422; published as chapter, 71.
- No. 253, S. — A bill to amend chapter 66 of the laws of 1870, and chapter 70 of the laws of 1874, acts to provide for the government and management of the Industrial School for Boys. Senator Blair. Committee on Charitable and Penal Institutions, and ordered not printed, 146.
- No. 254, S. — A bill for the relief of Sarah Jane Tarr, and to appropriate to her a sum of money therein named. Reported by Committee on Claims, 166; ordered engrossed, 209; engrossed, 213; passed, 237; assembly concurs, 303; enrolled, 309; approved, 355; published as chapter 60.
- No. 255, S. — A bill to provide for the erection of buildings for the proper care of the chronic insane. Committee on Charitable and Penal Institutions; referred to committee on Claims, 170; reported adversely, 408; indefinitely postponed, 445.
- No. 256, S. — A bill relating to certificates of employes of the legislature, and amendatory of section 9 of chapter 345 of the laws of Wisconsin of 1876. Committee on Legislative Expenditures; ordered not printed, 171; ordered engrossed and passed, 183; assembly concurs, 248, enrolled, 254; approved, 354; published as chapter 13.
- No. 257, S. — A bill to provide for the appointment of a commissioner to the international prison congress, 246; reported by joint committee on Char-

- stable and Penal Institutions, 246; amended and ordered engrossed, 288; engrossed, 300; passed, 321; assembly refuses to concur in, 514.
- No. 258, S. — A bill to amend chapter 19, of the revised statutes, relating to roads and bridges. Reported by committee on Roads and Bridges, 266; laid aside, 381; indefinitely postponed, 476.
- No. 259, S. — A bill relating to the publication of the legislative manual, and amendatory of chapter 72, laws of 1873. Reported by Committee on Legislative Expenditures, and referred to committee on Claims, 209; reported with amendment, 408; indefinitely postponed, 511.
- No. 260, S. — A bill to distribute more equally the burdens of taxation in certain counties in this state. Reported by Select Committee. General file, 332; ordered engrossed, 476; engrossed, 477; passed, 478.
- No. 261, S. — A bill to legalize the acts of joint district No. 4, of the city and town of Manitowoc. Reported by Committee on Education, 369; ordered engrossed, 403; Senator Richardson asked leave to withdraw name from report; engrossed, 410; passed, 426; assembly concurs, 490; enrolled, 509; approved, 521; published as chapter 218.
- No. 262, S. — A bill to provide for levying a state tax for the year 1877. Reported by Committee on Finance, 437; passed, 438; assembly concurs, 503; enrolled, 522; approved, 525; published as chapter 254.
- No. 263, S. — A bill to repeal chapter 184 of the revised statutes, entitled "of inquests of the dead." General file, 455; ordered engrossed, 476; engrossed, 477; passed, 477; indefinitely postponed by assembly, 516.

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### BILLS — ASSEMBLY.

- No. 1, A. — A bill to authorize the town of Mukwa in the county of Wau-paca to issue its corporate bonds to settle its indebtedness to George F. Hammond and Sophia C. Hammond. Mr. Dixon. Received from Assembly, 240; Select committee, 260; reported with amendment, 301; amendment adopted and bill ordered to a third reading, 322; concurred in, 337; Assembly amends and concurs in Senate amendments, 395; Senate concurs in Assembly amendment, 397; published as chapter 176.
- No. 2, A. — A bill relating to hawkers and peddlers and amendatory of section 3, of chapter 395, of the laws of 1876. Mr. Truell. Received from Assembly, 377; Judiciary Committee, 379; reported by substitute, 435; substitute rejected, bill amended and ordered to a third reading, 495; concurred in as amended, 505; Assembly concurs in Senate amendments, 515; published as chapter 296.
- No. 3, A. — A bill to amend an act to incorporate the chamber of commerce of the city of Milwaukee, approved February 29, 1868. Mr. Vance. Received from Assembly, 205; Committee on Incorporations (not journalized), 206; reported favorably, 218; ordered to third reading, 238; concurred in, 249; published as chapter 39.
- No. 5, A. — A bill to amend section 44, of chapter 165, of the Revised Statutes, entitled "of offenses against property," and the act amendatory thereof. Mr. Pierce. Received from Assembly, 220; Judiciary Committee, 221; reported favorably, 373; amended and engrossment refused, 402; recalled from Assembly, 426; reconsidered, 443; Assembly returns, 451; amended and ordered to third reading, 452; concurred in, 464; Assembly refuses to concur in Senate amendments, and asks for a committee of conference; Senators Downs, Burrows and Ryan appointed such com-

- mittee, 491; Conference Committee reports, Senate recedes from their amendment, 498; published as chapter 265.
- No. 8, A. — A bill relating to wills proved and allowed in any other of the United States or the territories thereof. Mr. Carter, W. E. Received from Assembly, 77; Committee on Judiciary, 77; reported favorably, 89; ordered to third reading, 91; concurred in, 98; published as chapter 2.
- No. 10, A. — A bill to amend chapter 814 of the laws of 1876, entitled "an act relating to trespassing on state lands," and for the repeal of chapter 21 of the general laws of 1871, entitled "an act to consolidate and amend the laws relating to trespassing on state lands." Mr. Luchsinger. Received from Assembly, 499; general file, 500; indefinitely postponed, 508.
- No. 11, A. — A bill to legalize the tax-roll of the town of Kinnickinnic in St. Croix county. Mr. Dailey. Received from Assembly, 158; Committee on Judiciary, 158; reported 375; ordered to third reading, 400; concurred in, 426; published as chapter 190.
- No. 13, A. — A bill to establish the school district of the city of Shawano, and to regulate its boundaries. Mr. Kast. Received from the Assembly, 117; Committee on Education, 118; reported favorably, 229; ordered to third reading, 251; concurred in, 261; published as chapter 35.
- No. 14, A. — A bill to amend section 2 of chapter 344 of the general laws of 1870, entitled "an act to codify and consolidate all laws in relation to town insurance companies." Mr. Deland; received from assembly, 394; Committee on Finance, Banks and Insurance, 397; reported with amendment, 408; ordered to third reading, 440; concurred in, 442; published as chapter 263.
- No. 15, A. — A bill relating to the terms of the several circuit courts of the eleventh judicial circuit, petit juries therein, and authorizing the employment of a phonographic reporter therein, and fixing the compensation of said reporter. Mr. Vincent. Received from Assembly, 189; amended; concurred in 191; Assembly concurs in amendments, 206; published as chapter, 17.
- No. 18, A. — A bill to amend the city charter of Fond du Lac, and to repeal chapter 474, of the private and local laws of the year 1871, and acts amendatory thereto. Mr. Spence. Received from Assembly, 333; Committee on Incorporations and Public Improvements, 335; reported with amendment, 388; amendments adopted and bill ordered to third reading, 441; concurred in, 442; Senate amendments concurred in, 460; published as chapter 160.
- No. 19, A. — A bill legalizing the proceedings of school district No. 1, town of El Paso, Piercecounty. Mr. Burnett. Received from Assembly, 162; referred to Committee on Education, 162; reported favorably, 230; ordered to third reading, 251; concurred in 261; published as chapter 34.
- No. 23, A. — A bill relating to town treasurers and defining their duties in certain cases. Mr. Black. Received from Assembly, 268; Judiciary Committee, 269; reported adversely, 295; indefinitely postponed, 339; recalled from Assembly, 364; returned from Assembly, 395; reconsideration refused, 398.
- No. 24, A. — A bill to legalize the acts of Joseph Mason, a justice of the peace of the county of Grant. Mr. Carter, W. E. Received from Assembly, 189; Committee on Judiciary, 191; reported favorably, 213; ordered to third reading, 238; concurred in, 250; published as chapter 44.
- No. 26, A. — A bill to prevent killing or disturbing of wild pigeons while on their brooding grounds. Mr. Cash. Received from Assembly, 117; Committee on Agriculture, 118; reported, 178; third reading ordered, 192; Senate concurs, 197; published as chapter 24.
- No. 27, A. — A bill to detach certain territory from the town of Orion and attach the same to the town of Eagle, in the county of Richland, state

- of Wisconsin. Mr. Bailey. Received from Assembly, 220; Committee on Town and County Affairs, 221; reported favorably, 280; ordered to third reading, 305; concurred in, 321; published as chapter, 113.
- No. 29, A. — A bill to establish and maintain a ferry across Lake Pepin and the Mississippi river, from Pepin in the county of Pepin. Mr. Dorwin. Received from Assembly, 235; Committee on Roads, Bridges and Ferries, 236; reported favorably, 273; ordered to third reading, 321; concurred in, 337; published as chapter 104.
- No. 31, A. — A bill to prevent the commission of waste upon lands upon which tax certificates are outstanding and unpaid. Mr. Spence. Received from Assembly, 333; Committee on Public Lands, 335; recommitted, 407; reported adversely, 435; indefinitely postponed, 467.
- No. 32, A. — A bill to regulate the practice in certain cases. Mr. Flanders. Received from Assembly, 220; Judiciary Committee, 221; reported with amendment, 387; amendment adopted, and bill ordered to third reading, 432; concurred in, 464; published as chapter 268.
- No. 35, A. — A bill relating to the apportionment of the state into Senate and Assembly districts, and amendatory of chapter 343, of the general laws of 1876. Mr. Leavens. Received from Assembly, 117; referred to Judiciary Committee, 118; reported favorably, 149; ordered to a third reading, 160; concurred in, 163; published as chapter 14.
- No. 36, A. — A bill to enable the county of Jackson to compromise its bonded indebtedness. Mr. Pope. Received from Assembly, 117; Committee on Town and County Affairs, 118; reported favorably, 129; concurred in, 159; published as chapter 12.
- No. 37, A. — A bill relating to village cemeteries. Mr. Pope. Received from Assembly, 158; referred to Committee on Incorporations and Public Improvements, 159; reported favorably, 177; recommitted, 192; reported with amendment, 391; amendment adopted and bill ordered to third reading, 441; concurred in, 442; Senate amendments concurred in, 460; published as chapter 183.
- No. 42, A. — A bill relating to estates in dower, and amendatory of sections 17, 18 and 19, of chapter 89, of the revised statutes. Mr. Carter, W. E. received from Assembly, 268; Judiciary Committee, 269; reported favorably, 313; ordered to third reading, 338; concurred in, 356; published as chapter 106.
- No. 43, A. — A bill relating to evidence in certain cases, and to provide an executive privy seal. Mr. Carter, W. E. Received from Assembly, 158; referred to Committee on State Affairs, 158; reported and referred to Committee on Judiciary, 169; reported favorably, 313; ordered to third reading, 338; concurred in, 356; published as chapter 116.
- No. 44, A. — A bill relating to legal holidays, and amendatory of chapter 82, general laws of 1872. Mr. Johnston. Received from Assembly, 117; referred to Judiciary Committee, 118; reported adversely, 148; indefinitely postponed, 159.
- No. 48, A. — A bill in relation to fees of county judges, and to repeal chapter 123, of the laws of 1871, and amendatory of section 2, of chapter 121, of the laws of 1868. Mr. Spence. Received from Assembly, 157; Committee on Judiciary, 158; reported with amendment, 314; amendments adopted, 339; ordered to third reading, 361; concurred in, 380; Senate amendment concurred in, 395; published as chapter 160.
- No. 49, A. — A bill relating to municipal aid in the construction of railroads, and to repeal section 3, chapter 289, of the laws of 1873. Mr. Spence. Received from Assembly, 190; Railroad Committee, 191; reported adversely, 231; indefinitely postponed, 251.
- No. 60, A. — A bill relating to the commencement of actions, and amendatory of section 26, of chapter 138, of the revised statutes. Mr. Spence. Received from Assembly, 157; referred to Committee on Judiciary, 158; re-



- ported favorably, 313; ordered to third reading, 338; concurred in, 356; published as chapter 105.
- No. 51, A. — A bill to reduce the rate of interest on bonds hereafter issued by the city of Milwaukee, under section 28, of chapter 311, laws of 1876. Mr. Keogh. Received from Assembly, 90; referred to select committee, 91; reported favorably, 104; ordered to third reading, 119; concurred in, 137; published as chapter 11.
- No. 52, A. — A bill amendatory of and supplementary to the charter of the city of Milwaukee. Mr. Keogh; received from Assembly, 206; Committee on Incorporations (not journalized), 206; reported favorably, 218; ordered to a third reading, 238; concurred in, 250; published as chapter 80.
- No. 53, A. — A bill relating to justices' courts, and amendatory of section 218 of chapter 120, of Revised Statutes. Mr. Herron. Received from Assembly, 162; referred to Judiciary Committee, 163; reported adversely, 295; indefinitely postponed, 322.
- No. 55, A. — A bill relating to fences, and amendatory of section 1, of the Revised Statutes for the year 1858, an act entitled "of fences and fence viewers, of pounds and impounding cattle." Mr. Johnson. Received from Assembly; Committee on Agriculture, 206; reported adversely, 217; indefinitely postponed, 238.
- No. 58, A. — A bill for the limitation of tax certificates owned by counties and municipal corporations. Mr. Hull. Received from Assembly, 157; referred to Committee on Judiciary, 158; reported favorably, 313; ordered to third reading, 338; concurred in, 357; published as chapter 87.
- No. 59, A. — A bill relating to witness fees in courts of record, and amendatory of chapter 146, of the general laws of 1869. Mr. Mitchell. Received from Assembly, 206; Committee on Judiciary, 206; reported adversely, 295; ordered to third reading, 322; read a third time and concurred in, 337; published as chapter 90.
- No. 61, A. — A bill relating to fire departments, and amendatory of chapter 126, general laws of 1870. Mr. Dixon. Received from Assembly; Committee on State Affairs, 206; reported favorably, 266; amended and indefinitely postponed, 288.
- No. 63, A. — A bill relating to attorneys' fees in justices' courts, and amendatory of section 1, of chapter 96, of the laws of 1876. Mr. Herron. Received from Assembly, 320; Committee on Judiciary, 320; reported favorably, 374; ordered to third reading, 400; concurred in, 438; published as chapter 198.
- No. 64, A. — A bill relating to certain offenses, and amendatory of section five (5) of chapter 170 of the revised statutes. Mr. Black. Received from Assembly, 234; Judiciary Committee, 236; reported adversely, 295; indefinitely postponed, 322.
- No. 65, A. — A bill relating to the assessment of property for taxation, and the levy of taxes thereon, and amendatory of section 33 of chapter 130 of the laws of 1868. Mr. Black. Received from Assembly, 460; Committee on Agriculture; reported adversely, 489; indefinitely postponed, 509.
- No. 66, A. — A bill relating to printing, and amendatory of section 28, chapter 243, of the general laws of 1874. Mr. Leavens. Received from Assembly, 269; general file, 269; recommitted, 306; reported favorably, 317; concurred in, 337; published as chapter 93.
- No. 67, A. — A bill to authorize J. T. Mills, late judge of the 5th judicial circuit, to retain certain books on payment therefor. Mr. Carter, W. E. Received from Assembly, 189; Judiciary Committee, 191; reported favorably, 213; ordered to third reading, 233; concurred in, 250; published as chapter 46.
- No. 68, A. — A bill relating to notaries public. Mr. Carter, W. E. Received from Assembly, 220; Judiciary Committee, 221; reported adversely, 386; indefinitely postponed, 442.

- No. 70, A. — A bill relating to the liability of counties in certain cases, and amendatory of section 1 of chapter 35 of the general laws of 1860. Mr. Hammel. Received from Assembly, 320; Committee on Town and County Affairs, 320; reported favorably, 489; considered, 507.
- No. 71, A. — A bill relating to justices' courts, and amendatory of section 47, of chapter 120, of the revised statutes. Mr. Keogh. Received from Assembly, 190; Judiciary Committee, 191; reported favorably, 213; Senate refuses third reading, 233; reconsidered and postponed, 242; indefinitely postponed, 251.
- No. 72, A. — A bill relating to liens for labor upon logs and timber in Chippewa county, and amendatory of section 1, chapter 373, of general laws of 1876. Mr. Vincent. Received from Assembly, 190; Committee on Incorporations, 191; reported favorably, 218; recommitted, 239; reported (with amendments) favorably, 255; amendments adopted and bill ordered to third reading, 270; concurred in, 276; reconsidered, amended and passed as amended by Assembly, 303; Assembly amendments concurred in, 304; published as chapter 95.
- No. 73, A. — A bill relating to the preservation of game, and amendatory of section 1, of chapter 131, of the laws of 1874. Mr. Kelly. Received from Assembly, 319; Committee on Agriculture, 320; reported favorably, 388; ordered to third reading, 440; concurred in, 442; published as chapter 200.
- No. 75, A. — A bill to repeal chapter 27, of the general laws of 1875, entitled "an act to amend chapter 423, of private and local laws of 1871, entitled 'an act to authorize the county clerk of Door county to make and keep an abstract of tax-rolls, deeds, and redemptions in said county,' and to revise said chapter 423." Mr. Wright. Received from Assembly, 162; referred to Judiciary Committee, 163; reported, 375; ordered to third reading, 400; concurred in, 427; published as chapter 199.
- No. 76, A. — A bill relating to the office of state, county, town, and municipal treasurers. Mr. Earnest. Received from Assembly, 162; referred to Judiciary Committee, 163; reported adversely, 185; indefinitely postponed, 209; reconsidered, 209.
- No. 78, A. — A bill to confer civil jurisdiction in the county court of Fond du Lac county. Mr. Spence. Received from Assembly, 235; Judiciary Committee, 236; reported favorably, 313; concurred in, 314; recalled from Assembly, 385; Assembly returns, 397; reconsidered, amended and concurred in, 398; published as chapter 119.
- No. 80, A. — A bill relating to authorizing the Commissioners of School and University Lands, to loan a portion of the trust funds to the county of Racine, and amendatory of chapter one hundred and seventy (170), of the general laws of 1876. Mr. Rice. Received from Assembly, 162; to Committee on Education, 162; reported favorably, 229; ordered to third reading, 251; concurred in, 261; published as chapter 37.
- No. 81, A. — A bill relating to grading and turnpiking highways and roads in this state. Mr. Knowlton. Received from Assembly, 500; General file, 500; indefinitely postponed, 508.
- No. 84, A. — A bill to amend section 16, of chapter 141, of the revised statutes, of actions for the recovery of real property. Mr. Wright. Received from Assembly, 268; Judiciary Committee, 269; reported adversely, 295; indefinitely postponed, 322.
- No. 85, A. — A bill to amend chapter 60, of general laws of 1866, in relation to registering the names of persons declaring their intentions to become citizens of the United States. Mr. Wright. Received from Assembly, 268; Judiciary Committee, 269; reported adversely, 295; indefinitely postponed, 322.
- No. 86, A. — A bill relating to fees of jurors, and to amend chapter 280 of the general laws of 1874. Mr. Hull. Received from Assembly; Judiciary

Committee, 206; referred to Senators from 5th, 6th and 7th districts, 296; reported adversely, 317; indefinitely postponed, 339.

- No. 87, A. — A bill relating to the geological survey of the state of Wisconsin, and amendatory of chapter 292 of the general laws of 1873, entitled "an act to provide for a complete geological survey of Wisconsin," and to repeal chapter 137 of the general laws of 1870, entitled "an act to provide for the survey of the lead district, making maps and collecting statistics from the same," and chapter 136, of the general laws of 1872, amendatory thereof. Mr. Gray. Received from Assembly, 220; Committee on State Affairs, 221; reported favorably, 245; ordered to third reading, 261; concurred in, 270; published as chapter 86.
- No. 89, A. — A bill to repeal chapter 404, of the laws of 1876, relating to counties and county officers. Mr. Spence. Received from Assembly, 303; Judiciary Committee, 304; reported favorably, 313; recommitted, 339; reported adversely, 406; indefinitely postponed, 442.
- No. 90, A. — A bill to amend section 12, chapter 4, of chapter 387, private and local laws of 1871, entitled "an act to revise, consolidate, and amend the act to incorporate the city of Prescott, and the several acts amendatory thereto." Mr. Burnett. Received from Assembly, 190; Committee on Incorporations, 191; reported favorably, 218; ordered to third reading, 238; concurred in, 250; published as chapter 40.
- No. 91, A. — A bill for an act to amend chapter 67 of the laws of Wisconsin for the year 1876, entitled "an act to authorize the taking of fish in the public waters of the state, for the purpose of artificial propagation. Mr. Linderman; received from Assembly, 205; Committee on State Affairs, 206; reported favorably, 216; ordered to third reading, 238; concurred in, 250; published as chapter 66.
- No. 92, A. — A bill relating to foreclosure sales, and amendatory of section 3 of chapter 299, of the general laws of 1863. Mr. Carter, W. E. Received from Assembly, 268; Judiciary Committee, 269; reported with amendments, 387; ordered to third reading, 432; Senate concurs, 464; published as chapter 222.
- No. 94, A. — A bill relating to, and amendatory of section 2, of chapter 323, of the general laws of 1876, entitled "an act to authorize the establishment of, and aid in the maintenance of free schools. Mr. Carmichael. Received from Assembly, 205; Committee on Education, 206; reported favorably, 265; ordered to third reading, 277; concurred in, 287.
- No. 96, A. — A bill relating to fire wardens, and amendatory of chapter 27, of the general laws of this state for the year 1874. Mr. Pope. Received from Assembly, 285; Committee on Incorporations and Public Improvement, 286; reported favorably, 388; ordered to third reading, 440; concurred in, 442; published as chapter 201.
- No. 97, A. — A bill in relation to the paving of Chestnut street, from the Milwaukee river to Fifth street in the second ward of the city of Milwaukee. Mr. Hamilton. Received from Assembly, 189; general file, 191; third reading ordered, 197; concurred in, 207; published as chapter 25.
- No. 98, A. — A bill to appropriate to the Fish Commissioners of the state of Wisconsin, a sum of money therein named. Mr. Brooks. Received from Assembly, 320; general file, 320; ordered to third reading, 338; concurred in, 357; published as chapter 88.
- No. 99, A. — A bill to provide for the establishment of a Hospital and School for imbecile, idiotic or feeble-minded children. Mr. Johnson. Received from Assembly, 395; general file, 397; postponed, 443; ordered to third reading, 493; concurred in, 505; published as chapter 278.
- No. 100, A. — A bill to amend section 9, of chapter 3, of chapter 154 of the laws of 1874, entitled "an act to revise and consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852," and the several acts amendatory thereof. Mr. Hull. Received from assembly,

- 332; select committee, 335; communication from common council of Milwaukee regarding, 447; reported adversely, 448; Senate refuses to consider, 449; amended and postponed, 468; amended and ordered to third reading, 479; concurred in, 504; Assembly concurs in Senate amendments, 515; published as chapter 297.
- No. 101, A. — A bill to authorize D. W. Tupper and Geo. W. Tupner and their associates to improve Tupper's Creek for log driving purposes. Mr. Vincent. Received from Assembly, 220; Committee on Incorporations and Public Improvements, 221; reported favorably, 299; (error) reported favorably, 315; ordered to third reading, 338; concurred in, 380.
- No. 104, A. — A bill to legalize the acts of O. B. Stevens, a justice of the peace of the county of Shawano. Mr. Kast. Received from Assembly, 189; Committee on Judiciary, 191; reported favorably, 213; ordered to third reading, 238; concurred in, 250; published as chapter 45.
- No. 105, A. — A bill to create the county of "Wells," and provide for the organization of the same. Mr. Kast. Received from Assembly, 285; Committee on Town and County Affairs, 286; reported, 316; postponed, 339; postponed, 359; indefinitely postponed, 379; tabled, 379.
- No. 111, A. — A bill to legalize the acts of Wayne B. Dyer, a justice of the peace in the village of Durand, county of Pepin. Mr. Dorwin. Received from Assembly, 220; referred to Judiciary Committee, 221; reported favorably, 313; ordered to third reading, 338; concurred in, 357; published as chapter 83.
- No. 112, A. — A bill to provide for the purchase of paper for public printing and blank books, amendatory of section 1 of chapter 230 of the laws of 1874. Mr. Hamilton. Received from Assembly, 459; general file, 461; amended and ordered to third reading, 494; concurred in, 504; Assembly concurs in Senate amendments, 515; published as chapter, 295.
- No. 114, A. — A bill relating to public printing, and amendatory of section 16 of chapter 243 of the laws of 1874. Mr. Hamilton. Received from Assembly, 459; general file, 461; ordered to third reading, 492; concurred in, 504; published as chapter, 266.
- No. 115, A. — A bill to authorize A. M. Woodbury to build and maintain a pontoon bridge across the Wisconsin river. Mr. McCollum. Received from Assembly, 449; general file, 451; read a third time and concurred in, 495; published as chapter, 270.
- No. 116, A. — A bill relating to exchanging bonds in the city of Watertown, and amendatory of section 1 of chapter 72 of the private and local laws of 1870. Mr. Flinn. Received from Assembly, 333; Judiciary Committee, 335; reported and recommitted, 374; reported favorably, 392; ordered to third reading, 432; Senate concurs, 464; published as chapter, 223.
- No. 118, A. — A bill relating to town insurance companies. Mr. Spence. Received from Assembly, 302; Committee on Finance, Banks and Insurance, 304; reported favorably, 317; ordered to a third reading, 338; concurred in, 357; published as chapter, 82.
- No. 119, A. — A bill to repeal section 1 of chapter 266 of the general laws of 1876, relating to cemetery associations and town cemeteries. Mr. Weeks. Received from Assembly, 360; Committee on State Affairs, 361; recommitted, 368; reported adversely, 386; indefinitely postponed, 442.
- No. 120, A. — A bill relating to the powers and duties of fish commissioners, and amendatory of sections 4 and 7 of chapter 307 of the general laws of 1876. Mr. Dousman. Received from Assembly, 189; Committee on Agriculture, 191; reported favorably, 218; ordered to third reading, 233; concurred in, 250; published as chapter, 47.
- No. 121, A. — A bill relating to the restraining of cattle doing damage, and amendatory of section 1 of chapter 51 of the revised statutes. Mr. Burnett. Received from Assembly, 301; Committee on Agriculture, 304; re-

- ported favorably, 352; ordered to third reading, 331; concurred in, 399; published as chapter 194.
- No. 123, A. — A bill to incorporate the city of New London. Mr. Dixon. Received from Assembly, 335; concurred in, 336; published as chapter 162.
- No. 127, A. — A bill to change the time for holding elections in the city of Eau Claire, and relating to and amendatory of section 1 of chapter 378 of the laws of Wisconsin for the year 1876, entitled "an act to amend chapter 16, private and local laws of 1872, entitled 'an act to incorporate the city of Eau Claire.'" Mr. Carmichael. Received from Assembly, 83; concurred in, 83; published as chapter 3.
- No. 128, A. — A bill in relation to the Catfish river, and the improvement of the channel thereof. Mr. Baldwin, P. Received from Assembly, 235; Committee on Internal Improvements, 236; reported with amendment, 209; amendments adopted, and bill ordered to third reading, 322; concurred in, 337; Assembly refuses to concur in Senate amendments, 378.
- No. 129, A. — A bill to regulate the salary of the county Judge of Milwaukee county. M. Vance. Received from Assembly, 235; Committee on Town and County Affairs, 236; reported favorably, 280; ordered to third reading, 306; concurred in, 321; published as chapter 98.
- No. 131, A. — A bill to appropriate to Peter Feagan a sum of money therein named. Mr. Deland. Received from Assembly, 500; general file, 500; ordered to third reading, 506; concurred in, 512; published as chapter, 276.
- No. 133, A. — A bill to regulate the times of holding court in Portage county. Mr. Arnot; received from Assembly; Committee on Judiciary, 206; reported favorably, 213; concurred in, 214; published as chapter 32.
- No. 135, A. — A bill to authorize the tender of judgment in justices' courts for involuntary trespass, after commencement of action. Mr. Pierce. Received from Assembly, 499; general file, 500; ordered to a third reading, 506; concurred in, 511; published as chapter 235.
- No. 136, A. — A bill relating to the invention and successful use of steam and other mechanical agents, on highways, and amendatory of chapter 104, of the laws of 1875, as amended by chapter 182, of the laws of 1876. Mr. Kelly. Received from Assembly, 332; Committee on Incorporations and Public Improvements, 335; recalled from committee, and recommitted to Committee on Agriculture, 264; reported with amendment, 388; amendments adopted and bill ordered to third reading, 442; concurred in, 442; Assembly amends Senate amendment and concurs in said amendment as amended, 460; Assembly amendments to Senate amendment, concurred in, 461; published as chapter 223.
- No. 139, A. — A bill to prevent certain officers and teachers from acting as agents in the sale of school books. Mr. Bailey. Received from Assembly 260; Committee on Education, 260; reported favorably, 391; ordered to third reading, 440; concurred in 442; published as chapter 172.
- No. 142, A. — A bill to amend chapter 220 of the laws of Wisconsin, approved March 9, 1876, entitled "an act to improve the South Branch of the Eau Claire river and its tributaries, in Clark county." Mr. Lindsay. Received from Assembly, 190; Committee on Incorporations, 191; reported favorably, 233; recommitted, 251; reported with amendment, 256; amendment adopted and bill ordered to third reading, 270; concurred in, 276; Assembly concurs in amendments, 286; published as chapter 43.
- No. 144, A. — A bill to amend chapter 219 of the laws of Wisconsin, approved March 9, 1876, entitled, "an act to improve the North Branch of the Eau Claire river, in the county of Clark. Mr. Lindsay. Received from Assembly, 190; Committee on Incorporations, 191; reported favorably, 233; recommitted, 251; reported with amendment, 256; amendment adopted and bill ordered to third reading, 270; concurred in, 276; Assembly concurs in amendments, 286; published as chapter 42.

- No. 146, A. — A bill to provide for an abstract of tax titles in the county of Waushara, and amendatory of chapter 123, private and local laws of 1867. Mr. Walker. Received from assembly, 220; Committee on Town and County Affairs, 221; reported favorably, 231; ordered to third reading, 251; concurred in, 261; published as chapter 38.
- No. 149, A. — A bill to appropriate to Geo. B. Smith and William F. Vilas the sum of money therein mentioned. Mr. Carter, W. E. Received from Assembly, 259; general file, 260; ordered to third reading, 269; concurred in 276; published as chapter 81.
- No. 150, A. — A bill to legalize the acts of the supervisors of Star Prairie, St. Croix county. Mr. Dailey. Received from Assembly, 319; Committee on Judiciary, 320; reported, 375; ordered to third reading, 400; concurred in, 427; published as chapter 171.
- No. 151, A. — A bill relating to the protection of insect devouring birds, and amendatory of chapter 178, general laws of 1869. Mr. Luchsinger. Received from Assembly, 319; Committee on Agriculture, 320; reported favorably, 367; ordered to third reading, 433; Senate concurs, 464; published as chapter 229.
- No. 155, A. — A bill relating to evidence. Mr. Flanders. Received from Assembly, 302; Judiciary Committee, 304; reported favorably, 373; ordered to third reading, 400; concurred in, 427; published as chapter 191.
- No. 158, A. — A bill for the preservation of fish in the waters of Rock river and Hustisford mill pond, Dodge county. Mr. Zeiman. Received from Assembly, 360; Committee on Agriculture, 361; reported favorably, 388; ordered to third reading, 440; concurred in, 442; published as chapter 178.
- No. 160, A. — A bill to amend section 1, of chapter 193, of the laws of 1874, entitled "An act to amend sections 1 and 3, of chapter 275, of the private and local laws of 1869, entitled 'An act for the preservation of fish in Big Green and Little Green lakes.'" Mr. Nelson. Received from Assembly, 360; Committee on Agriculture, 361; reported favorably, 388; ordered to third reading, 440; concurred in, 442; published as chapter 203.
- No. 162, A. — A bill relating to the exemption of earnings of married men and others, and amendatory of chapter 148, laws of 1858. Mr. Spence. Received from Assembly, 333; Judiciary Committee, 335; reported adversely, 386; indefinitely postponed, 442.
- No. 164, A. — A bill to authorize the city of Racine to appropriate certain moneys. Mr. Field. Received from Assembly, 259; committee on Incorporations, 260; reported favorably, 273; ordered to third reading, 288; concurred in, 305; published as chapter 85.
- No. 165, A. — A bill to repeal chapter 237, of the laws of 1875, and to reenact chapter 233, of the laws of 1865, relating to the city of Watertown. Mr. Flinn. Received from Assembly, 260; Committee on Incorporations, 260; reported favorably, 273; ordered to third reading, 321; concurred in, 337; published as chapter 107.
- No. 168, A. A bill relating to and amendatory of chapter 16 of the private and local laws for the year 1872, entitled "an act to incorporate the city of Eau Claire. Mr. Carmichael. Received from Assembly, 157; passed, 158; published as chapter, 10.
- No. 169, A. — A bill in relation to the exchange of the laws, documents and supreme court reports of this state. Mr. Luchsinger. Received from Assembly, 319; Committee on Judiciary, 320; reported favorably, 374; ordered to third reading, 400; concurred in, 427; published as chapter, 173.
- No. 170, A. — A bill to authorize Duncan & Taylor to maintain a dam upon Silver creek and tributaries in Taylor and Lincoln counties. Mr. Fisk, W. J. Received from Assembly, 361; Committee on Incorporations, 361; reported favorably, 419; amended and ordered to third reading, 494; indefinitely postponed, 506; recalled from Assembly, 510; returned, 514;

- bill amended and concurred in, 514; Assembly concurs in Senate amendment, 515; published as chapter 184.
- No. 171, A. — A bill to amend the charter of the city of Fort Howard. Mr. Fisk, W. J. Received from Assembly, 333; Committee on Incorporations and Public Improvements, 335; reported favorably, 371; ordered to third reading, 400; concurred in, 427; published as chapter, 195.
- No. 172, A. — A bill to extend the benefits of the public schools and to promote the fitness of young foreigners for citizenship. Mr. Kast. Received from Assembly, 259; Committee on Education, 260; reported favorably, 391; ordered to third reading, 440; concurred in, 442.
- No. 173, A. — A bill to incorporate the city of Chilton. Mr. Carter, B. F. Received from assembly, 234; Committee on Incorporations, 236; reported favorably, 258; Committee on Education, 260; ordered to third reading, 269; concurred in, 270; published as chapter 89.
- No. 177, A. — A bill to improve the Cunningham creek in Clark county, Wisconsin, and to grant to Chauncey Blakeslee and his successor or his assigns certain powers and privileges therein named. Mr. Lindsey. Received from Assembly, 425; Committee on Incorporations, 425; reported favorably, 439; amended and ordered to third reading, 494; concurred in, 498; Assembly concurs in Senate amendment, 503; published as chapter 267.
- No. 178, A. — A bill to extend the time for the construction of the North Wisconsin Railway, and to waive the forfeiture therein referred to. Mr. Grover. Received from Assembly, 425; Committee on Railroads, 425; reported favorably, 439; ordered to third reading, 467; concurred in, 479; published as chapter 218.
- No. 179, A. — A bill relating to the improvement of certain portions of Embarrass river, and amendatory of chapter 249, of the laws of 1876. Mr. Knapp. Received from Assembly, 268; Committee on Incorporations and Public Improvements, 269; reported, 419; refused engrossment, 468; recalled from Assembly, 481; returned, 490; reconsidered and third reading refused, 491.
- No. 180, A. — A bill to appropriate a sum of money to the Governor for the benefit of the State Library, and to repeal chapter 34, general laws of 1864, and sections 1 and 8 of chapter 26, of revised statutes. Mr. Anderson. Received from Assembly, 360; Committee on Judiciary, 361; reported favorably, 373; ordered to third reading, 400; concurred in, 423; published as chapter 177.
- No. 183, A. — A bill to authorize the construction of a viaduct on Reservoir Avenue in the sixth ward of the city of Milwaukee. Mr. Ries. Received from Assembly, 268; Select Committee, 269; reported favorably, 284; ordered to third reading, 306; concurred in, 321; published as chapter 102.
- No. 186, A. — A bill relating to the mining of iron ore, etc., and to the assessment for taxation of real property containing iron ore. Mr. Hull. Received from Assembly, 320; Committee on Mining and Smelting, 320; reported favorably, 372; recommitted to Judiciary Committee as No. 168, A., 402; reported adversely, 406; amended and ordered to third reading, 463; concurred in, 479; published as chapter 269.
- No. 187, A. — A bill relating to justices of the peace and constables in incorporated villages, and amendatory of section 2, chapter 319, of the laws of Wisconsin for 1874, entitled "an act to provide for justices of the peace and constables in incorporated villages." Mr. Cassoday. Received from Assembly, 259; concurred in, 260; published as chapter 33.
- No. 190, A. — A bill relating to and amendatory of section 1, chapter 38, laws of 1874, entitled "an act to ascertain annually the number of acres of the principal farm products of the state. Mr. Field. Received from Assembly, 393; Committee on Agriculture, 397; reported favorably, 420; ordered to third reading, 467; Senate concurs, 478; published as chapter 224.

- No. 192, A. — A bill to appropriate a sum of money therein named for chaplain service in the legislature of 1877. Mr. Bailey. Received from Assembly, 395; Committee on Finance, Banks and Insurance, 379; reported with amendment, 408; bill ordered to third reading, 241; concurred in, 465; published as chapter 273.
- No. 193, A. — A bill relating to prisons and common jails, and amendatory of section 9, of chapter 190, of the revised statutes. Mr. Cassoday. Received from Assembly, 263; Committee on Charitable and Penal Institutions, 269; reported favorably, 283; ordered to third reading, 306; concurred in, 321; published as chapter 108.
- No. 195, A. — A bill relating to the organization of corporations for manufacturing and other purposes, and amendatory of section 12, of chapter 144, of the general laws of 1873. Mr. Cassoday. Received from Assembly, 320; Committee on Incorporations, 330; reported favorably, 373; amended and ordered to third reading, 401; concurred in, 427; published as chapter 168.
- No. 200, A. — A bill relating to assessor in city of Janesville, and amendatory of section 1, of chapter 7, of chapter 474, of the private and local laws of Wisconsin for 1866, entitled "an act to render the act incorporating the city of Janesville," and the several acts amendatory thereof into one act, and amend the same. Mr. Cassoday. Received from Assembly, 285; Committee on Incorporations and Public Improvements, 286; reported favorably, 315; ordered to third reading, 338; concurred in, 357; published as chapter 110.
- No. 201, A. — A bill relating to the election of city marshal in the city of Janesville, and amendatory of section 4, of chapter 228, of the private and local laws of 1867, entitled "an act to amend chapter 474, of the private and local laws of 1866," and the several acts amendatory thereof. Mr. Cassoday. Received from Assembly, 285; Judiciary Committee, 286; reported favorably, 313; recommitted, 339; reported favorably, 372; indefinitely postponed, 402.
- No. 206, A. — A bill relating to attorneys, and amendatory of chapter 139 of the laws of Wisconsin for the year 1861, entitled "an act relating to the admission of attorneys of courts of record." Mr. Cassoday. Received from Assembly, 500; general file, 500; ordered to third reading, 506; concurred in, 512; published as chapter 300.
- No. 208, A. — A bill to prohibit the employment of children under 13 years of age in factories and other workshops in this state. Mr. Ries. Received from Assembly, 285; Committee on Education, 286; reported with amendment, 489; amended and ordered to third reading, 503; concurred in, 512; Assembly concurs in Senate amendment, 515; published as chapter 289.
- No. 209, A. — A bill to repeal No. 276 of the general laws of 1875, entitled "an act to fix the fees of the register of deeds of the county of Milwaukee for the registration of marriages, births and deaths." Mr. Ries. Received from Assembly, 263; select committee, 269; reported favorably, 284; ordered to third reading, 306; concurred in, 321; published as chapter 112.
- No. 210, A. — A bill to guard against the abuse of the elective franchise, and to preserve the purity of elections by regulating the appointment of inspectors of elections, and requiring a registration of electors in certain cases, and to repeal chapter 445 of the laws of 1864, chapter 296 of the laws of 1865, chapter 126 of the laws of 1866, chapter 134 of the laws of 1871, chapter 232 of the laws of 1875, chapter 302 of the laws of 1876. Mr. Dousman. Received from Assembly, 285; Committee on Privileges and Elections, 286; reported favorably, 300; recommitted, 300; reported with amendment, 387; postponed, 433; amendments rejected and bill ordered to third reading, 444; recommitted, 465; reported with amendment, 466; amended and concurred in, 467; published as chapter 264.



- No. 211, A. — A bill relating to issues, mode of trial and judgment in civil actions, and to amend section 37 of chapter 133 of the revised statutes, entitled "of issues, mode of trial and judgment in civil cases." Mr. Hull. Received from Assembly, 361; Committee on Judiciary, 361; reported adversely, 386; indefinitely postponed, 443.
- No. 214, A. — A bill to legalize the action of Frank Higgins, a justice of the peace in the county of La Fayette. Mr. Anderson. Received from Assembly, 260; Judiciary Committee, 260; reported favorably, 313; ordered to third reading, 338; concurred in, 357; published as chapter 142.
- No. 215, A. — A bill to authorize the transfer into the proper officers of certain documents belonging to the state. Mr. Dousman. Received from Assembly, 268; Committee on State Affairs, 269; reported favorably, 281; ordered to third reading, 306; concurred in, 321; published as chapter 111.
- No. 223, A. — A bill relating to the partition of real estate, and amendatory of chapter 142 of the revised statutes. Mr. Pope. Received from Assembly, 285; Judiciary Committee, 286; reported with amendment, 314; amendment adopted, and bill ordered to third reading, 339; concurred in, 357; Assembly concurs in Senate amendments, 377; published as chapter 109.
- No. 225, A. — A bill relating to the bringing of actions against the city of Fond du Lac, and to amend section 42 of chapter 103 of the laws of 1876, entitled "an act to amend chapter 59, private and local laws of 1868, entitled 'an act to incorporate the city of Fond du Lac.'" Mr. Spence. Received from Assembly, 301; Committee on Incorporations, 304; reported favorably, 315; ordered to third reading, 338; concurred in, 357; published as chapter 122.
- No. 226, A. — A bill in relation to the settlement of estates where the county judge is incapacitated, and to amend section 16 of chapter 117 of the revised statutes. Mr. Spence. Received from Assembly, 319; Committee on Judiciary, 320; reported favorably, 373; ordered to third reading, 400; concurred in, 427; published as chapter, 197.
- No. 227, A. — A bill relating to costs and fees, and amending section 83 of chapter 133 of the revised statutes, entitled "of costs and fees." Mr. Carter, W. E. Received from Assembly, 302; Judiciary Committee, 304; reported favorably, 387; ordered to third reading, 432; Senate concurs, 464; published as chapter, 225.
- No. 229, A. — A bill to prevent fraud by coloring grain. Mr. Hamilton. Received from Assembly, 284; Committee on Incorporations, 236; reported favorably, 258; laid aside, 271; ordered to third reading, 277; concurred in, 287; published as chapter 68.
- No. 230, A. — A bill to increase the amount of the official bond of the clerk of the circuit court of Milwaukee county. Mr. Vance. Received from Assembly, 269; Select committee, 269; reported favorably, 284; ordered to third reading, 306; concurred in, 321.
- No. 231, A. — A bill to repeal chapter 864 of the laws of 1876, entitled "an act in relation to sheriffs' fees." Mr. Vance. Received from Assembly, 394; Committee on Judiciary, 397; reported favorably, 407; amended; ordered to third reading, 442; concurred in, 442; Senate amendments concurred in, 460; clerk to correct clerical error in, 503; published as chapter, 227.
- No. 232, A. — A bill to authorize the county board of supervisors of Milwaukee county to appropriate to Richard Rooney, late county treasurer, a certain sum of money. Mr. Vance. Received from Assembly, 189; general file, 191; third reading ordered, 198; concurred in, 207; published as chapter 232.
- No. 241, A. — A bill to appropriate to Yates V. Beebe a sum of money. Mr. Cash. Received from Assembly, 500; general file, 500; ordered to third reading, 507; concurred in 512; published as chapter 274.

- No. 243, A. — A bill to provide for the establishing of two election precincts in the town of Milwaukee, in the county of Milwaukee. Mr. Stapleton. Received from Assembly, 302; Select Committee, 304; reported adversely, 377; indefinitely postponed, 402.
- No. 249, A. — A bill relating to the board of equalization of the city of Manitowoc, and amendatory of section 4, chapter 273, private and local laws of 1870, entitled "an act to incorporate the city of Manitowoc." Mr. Johnston. Received from Assembly, 302; Committee on Incorporations, 304; reported favorably, 407; ordered to third reading, 440; concurred in, 442; published as chapter 181.
- No. 250, A. — A bill relating to drainage in the city of Manitowoc, and amendatory of section 7, of chapter 228, of the laws of Wisconsin for 1875. Mr. Johnston. Received from Assembly, 319; Committee on Incorporations, 320; reported favorably, 372; ordered to third reading, 400; concurred in, 427; published as chapter 167.
- No. 251, A. — A bill relating to the registering of the names of persons who have heretofore or may hereafter declare their intentions to become citizens, or who have been, or may hereafter be, admitted to become citizens of the United States of America, and amendatory of chapter 60, laws of 1866. Mr. Carter, W. E. Received from Assembly, 260; Judiciary Committee, 260; reported favorably, 297; ordered to third reading, 322; concurred in, 337; published as chapter 94.
- No. 253, A. — A bill relating to costs and fees, and amendatory of section 104, chapter 103, revised statutes, and the several acts amendatory thereof. Mr. Carter, W. E. Received from Assembly, 302; Judiciary Committee, 304; reported favorably, 373; ordered to third reading, 400; concurred in, 427; published as chapter 202.
- No. 255, A. — A bill relating to actions and proceedings by non-resident guardians, and amendatory of section 1, chapter 73, general laws of 1871. Mr. Carter, W. E. Received from Assembly, 303; Judiciary Committee, 304; reported favorably, 373; ordered to third reading, 400; concurred in, 427; published as chapter 204.
- No. 256, A. — A bill to discontinue a state road from Chippewa Falls, in Chippewa county, to Augusta, in the town of Bridge Creek, in Eau Claire county. Mr. Carmichael. Received from Assembly, 269; Committee on Roads and Bridges, 269; reported favorably, 331; recommitted, 362; reported favorably, 490; ordered to third reading, 507; concurred in, 512; published as chapter 288.
- No. 259, A. — A bill to legalize the action of the East Troy Town Insurance Company of Walworth county. Mr. Greening. Received from Assembly, 318; Committee on Finance, Banks and Insurance, 320; reported favorably, 370; ordered to third reading, 400; concurred in, 427; published as chapter 170.
- No. 261, A. — A bill to amend chapter 278, laws of 1874, entitled "an act to incorporate the city of Shawano." Mr. Kast. Received from Assembly, 460; Committee on Incorporations, 461; reported favorably, 472; ordered to third reading, 492; concurred in, 504; published as chapter 292.
- No. 262, A. — A bill to authorize the city of Racine to levy a special tax. Mr. Field. Received from Assembly, 360; Judiciary Committee, 361; reported and recommitted, 375; reported favorably, 392; ordered to third reading, 441; concurred in, 442; published as chapter 185.
- No. 265, A. — A bill to authorize James Hewitt to maintain a dam across Wedge's creek in Clark county, Wisconsin. Mr. Lindsay. Received from Assembly, 425; Committee on Incorporations, 425; reported favorably, 439; ordered to third reading, 467; concurred in, 478; published as chapter 236.
- No. 269, A. — A bill to amend section 82 of chapter 130, of the general laws of 1868, entitled, "an act to provide for the assessment of property for

- taxation, and the levy of taxes thereon." Mr. Hull. Received from Assembly, 332; Judiciary Committee, 335; reported favorably, 373; ordered to third reading, 401; concurred in, 427; published as chapter 169.
- No. 270, A. — A bill to provide for laying out and establishing a state road from Richland Center, in Richland county, Wisconsin, to Hillsboro, in Vernon county, Wisconsin. Mr. McCollum. Received from Assembly, 318; Committee on Roads and Bridges, 320; reported favorably, 331; ordered to third reading, 362; concurred in, 380; published as chapter 121.
- No. 271, A. — A bill for the preservation of fish in Waukesha county. Mr. McCarty. Received from Assembly, 394; general file, 397; indefinitely postponed, 443.
- No. 272, A. — A bill to amend chapter 59 of the laws of 1875, entitled "an act to incorporate the city of Oconomowoc." Mr. McCarty. Received from Assembly, 335; select committee, 336; reported adversely, 420; indefinitely postponed, 468.
- No. 273, A. — A bill to amend section 1 of chapter 253, of the laws of 1876, entitled "an act to provide for the support of the poor of Milwaukee county." Mr. Hull. Received from Assembly, 285; Committee on Incorporations and Public Improvements, 286; reported favorably, 299; ordered to third reading, 322; concurred in, 337; published as chapter 96.
- No. 274, A. — A bill to authorize the board of supervisors of Milwaukee county to levy a special tax for the payment of county bonds which become due in 1880. Mr. Hull. Received from Assembly, 268; select committee, 269; reported favorably, 284; ordered to third reading, 306; concurred in, 321.
- No. 276, A. — A bill to provide for the purchase of 250 copies of Webster's Unabridged Dictionary. Mr. Bailey. Received from Assembly, 333; Committee on Education, 335; reported favorably, 391; amended and concurred in, 435; published as chapter 232.
- No. 278, A. — A bill relating to swamp and overflowed lands in the counties of Manitowoc and Calumet, and amendatory of chapter 341, of the private and local laws of 1867, and chapter 201 of laws of 1873, and chapter 537 of laws of 1865, and chapter 327 of laws of 1874, for draining and other purposes. Mr. Thornton. Received from Assembly, 302; select committee, 304; reported with amendment, 445; amendment adopted and bill ordered to third reading, 495; concurred in as amended, 504; Assembly concurs in Senate amendments, 515; published as chapter 291.
- No. 285, A. — A bill to amend section 1 of chapter 299, of the laws of 1873, entitled "an act to amend chapter 56, general laws of 1870, entitled 'an act to provide for the incorporation and government of fire and inland navigation insurance companies.'" Mr. Vance. Received from Assembly, 361; Committee on Finance, Banks and Insurance, 361; reported favorably, 370; ordered to third reading, 401; concurred in, 427; published as chapter 182.
- No. 286, A. — A bill relating to the capital of fire and life insurance companies of other states, and of foreign governments desiring to transact business in this state. Mr. Vance. Received from Assembly, 332; Committee on Finance, Banks and Insurance, 335; reported, 370; third reading refused, 433; reconsidered and ordered to third reading, 443; Senate concurs, 464; published as chapter, 233.
- No. 289, A. — A bill to make it the duty of the city clerk to itemize all tax rolls of the city of Watertown. Mr. Flinn. Received from Assembly, 499; general file, 500; ordered to third reading, 506; concurred in, 511; published as chapter, 277.
- No. 291, A. — A bill to authorize the common council of the city of Watertown to levy a special tax to pay for engine and bridge. Mr. Flinn. Received from Assembly, 360; Committee on Judiciary, 361; reported and recom-

- mitted, 374; reported with amendment, 392; amendments adopted and bill ordered to third reading, 432; Senate concurs, 464; published as chapter, 215.
- No. 298, A. — A bill requiring Christian Burkhart, his heirs and assigns, to sluice logs through a certain dam on Willow river, now owned by him, and to authorize the collection of tolls for such sluicing. Mr. Dailey. Received from Assembly, 424; Committee on Incorporations, 435; reported favorably, 439; ordered to third reading, 437; concurred in, 479; published as chapter, 234.
- No. 300, A. — A bill declaring certain portions of Spring street road in the town of Wauwatosa, a county highway, and providing for the improvement thereof. Mr. Hyde. Received from Assembly, 460; Select Committee, 461; reported favorably, 473; ordered to third reading, 492; concurred in, 504; published as chapter, 279.
- No. 301, A. — A bill to authorize the levy of a special tax in the ninth and tenth wards of the city of Milwaukee, for the purchase of a public park. Mr. Barnow. Received from Assembly, 268; Select Committee, 269; reported favorably, 284; ordered to third reading, 306; concurred in, 321; published as chapter 86.
- No. 304, A. — A bill relating to fire insurance companies doing business in the state of Wisconsin. Mr. Blakeslee. Received from Assembly, 459; Committee on Insurance, 461; reported favorably, 471; amended and ordered to third reading, 507; concurred in as amended, 511; Assembly concurs in Senate amendment, 515; published as chapter 231.
- No. 308, A. — A bill relating to highways, streets and alleys upon boundary lines of cities and towns. Mr. Leavens. Received from Assembly, 318; Committee on Roads and Bridges, 320; reported favorably, 331; ordered to third reading, 362; concurred in, 380; published as chapter 117.
- No. 312, A. — A bill to donate the cereals and other centennial exhibits made by the state to the State Agricultural Society. Mr. Sylvester. Received from Assembly, 318; Committee on Agriculture, 320; reported favorably, 368; ordered to third reading, 432; Senate concurs, 464; published as chapter, 219.
- No. 314, A. — A bill to authorize Philetus Sawyer, Jesse Spalding, and Isaac Stephenson, and their associates, successors, heirs and assigns, to improve that portion of the Menomonee river being in the state of Wisconsin and above Grand Portage Rapids, for log driving purposes. Mr. Cassoday. Received from Assembly, 383; Committee on Incorporations and Public Improvements, 385; reported adversely, 388; indefinitely postponed, 443.
- No. 317, A. — A bill to repeal section 6, chapter 81 of the revised statutes, and chapter 149 of the laws of 1876. Mr. Truell. Received from assembly, 517; amended and referred to select committee, 518.
- No. 318, A. — A bill relating to the charter of the city of Menasha and amendatory of chapter 127, laws of 1874, and chapter 343, laws of 1875. Mr. Leavens. Received from Assembly, 424; Committee on Incorporations, 425; reported favorably, 439; ordered to third reading, 492; concurred in, 498; published as chapter 253.
- No. 319, A. — A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the city of Neenah. Mr. Leavens. Received from Assembly, 395; Committee on Education, 397; reported, 408; ordered to third reading, 441; concurred in, 442; published as chapter, 186.
- No. 321, A. — A bill to change the time for holding the general terms of the circuit court of Walworth county. Mr. Abell. Received from Assembly, 319; Committee on Judiciary, 320; reported and recommitted, 374; reported favorably, 392; concurred in, 392, published as chapter 164.
- No. 322, A. — A bill relating to the size of the mesh used in trap or pound

- nets. Mr. Brooks. Received from Assembly, 332; Select Committee, 336; reported with amendment, 392; amendment adopted and bill ordered to third reading, 432; Senate concurs, 464; published as chapter 271.
- No. 323, A. — A bill to legalize the acts and proceedings of the officers of the town of Rosendale, in assessment and collection of taxes to aid in the construction of the Sheboygan & Fond du Lac Railroad. Mr. Brooks. Received from Assembly, 220; concurred in, 221; published as chapter 20.
- No. 324, A. — A bill to amend section 1, of chapter 227, of the laws of 1876, entitled "an act to provide for the recording of the laws of the Wisconsin Railroad Farm Mortgage Land Company in the register's office of the several counties in which the lands are situated." Mr. Cash. Received from Assembly, 394; Committee on Public Lands, 397; reported favorably, 448; ordered to third reading, 492; concurred in, 504; published as chapter 259.
- No. 328, A. — A bill to amend section 100 of chapter 18, of the revised statutes, concerning the collection of delinquent personal property tax. Mr. Black. Received from Assembly, 394; Committee on Judiciary, 397; reported favorably, 407; ordered to third reading, 441; concurred in, 442; amended and concurred in, 465; published as chapter 228.
- No. 329, A. — A bill to amend sub-section 4, of section 50, of chapter 18, of the revised statutes, relating to overseers of highways. Mr. Black. Received from Assembly, 319; Committee on Roads and Bridges, 320; reported and indefinitely postponed, 513.
- No. 333, A. — A bill to authorize the county board of supervisors of the county of Clark to levy and collect a tax for the purpose of building a road in Clark county, Wisconsin. Mr. Lindsay. Received from Assembly, 318; Committee on Roads and Bridges, 320; reported favorably, 331; ordered to third reading, 362; laid aside, 381; concurred in, 428; published as chapter 175.
- No. 334, A. — A bill to authorize John T. Kingston, John Smart, William Woock and their associates to build and maintain a bridge across the Wisconsin river, and authorizing certain towns to grant aid therefor. Mr. Cash. Received from Assembly, 394; Committee on Roads and Bridges, 397; reported favorably, 420; ordered to third reading, 492; concurred in, 504; published as chapter 299.
- No. 337, A. — A bill for an act to regulate fees in settlement of particular estates in the county court of Milwaukee county in probate. Mr. Hall. Received from Assembly, 394; Select Committee, 397; reported favorably, 422; ordered to third reading, 492; concurred in, 504; published as chapter 256.
- No. 338, A. — A bill to repeal chapter 146 of the general laws of 1876, relating to establishing a municipal court in the city of Wausau and county of Marathon. Mr. Ringle. Received from Assembly, 499; general file, 500; ordered to third reading, 506; concurred in, 511; published as chapter 252.
- No. 339, A. — A bill to facilitate the more perfect execution of trusts in certain cases. Mr. Carter, W. E. Received from assembly, 319; Committee on Judiciary, 320; reported favorably 387; ordered to third reading, 432; Senate concurs, 464.
- No. 340, A. — A bill in relation to the release of dower in real estate by insane persons. Mr. Carter, W. E. Received from Assembly, 459; Committee on Judiciary, 461; reported with amendment, 471; amendment adopted, and bill ordered to third reading, 495; concurred in, 498; Assembly concurs in Senate amendments, 503; published as chapter 230.
- No. 341, A. — A bill relating to the revision of the statutes, and amendatory of chapter 203, of the laws of 1875. Mr. Carter, W. E. Received from

- Assembly, 460; general file, 461; amended and ordered to third reading, 494; concurred in, 498; Assembly concurs in Senate amendments, 503; published as chapter 298.
- No. 343, A. — A bill relating to the State Historical Society. Mr. Merrill. Received from Assembly, 302; Committee on Education, 304; reported with amendment, 316; amendment adopted and bill ordered to third reading, 339; concurred in, 357; Assembly concurs in Senate amendments 377; published as chapter 114.
- No. 344, A. — A bill relating to deposits of married women, trustees and minors in savings banks. Mr. Merrill. Received from Assembly, 302; Committee on Finance, Banks and Insurance, 304; reported favorably, 317; ordered to third reading, 339; concurred in, 357; published as chapter 115.
- No. 346, A. — A bill entitled "an act to provide for the payment of the actual indebtedness of the late town of Eaton, in Monroe county." Mr. Blakeslee. Received from Assembly, 302; Committee on Incorporations, 304; reported with amendment, 315; amendment adopted and bill ordered to third reading, 339; concurred in, 357; Assembly concurs in Senate amendments, 377; published as chapter 118.
- No. 347, A. — A bill to amend chapter 254 of the private and local laws of 1868, and the several acts amendatory thereof, being the acts revising and consolidating, and the acts amending the charter of the city of Sheboygan, and to repeal chapter 111 of the laws of 1875. Mr. Wedig. Received from Assembly, 190; concurred in, 191; published as chapter, 29.
- No. 348, A. — A bill to provide for the organization of road districts. Mr. Vincent. Received from Assembly, 499; general file, 500; ordered to third reading, 506; concurred in, 511; published as chapter, 287.
- No. 349, A. — A bill to define the duties of towns and town officers in certain cases. Mr. Vincent. Received from Assembly, 499; general file, 500; ordered to third reading, 508; concurred in, 511; published as chapter, 286.
- No. 350, A. — A bill relating to license fund received by the city of Chippewa Falls. Mr. Vincent. Received from Assembly, 301; Committee on Incorporations, 304; reported favorably, 315; ordered to third reading, 339; concurred in, 357; published as chapter 103.
- No. 352 A. — A bill relating to the election of county superintendents of schools. Mr. Johnson. Received from Assembly, 395; Committee on Education, 397; reported with amendment, 489; indefinitely postponed, 508.
- No. 357, A. — A bill relating to the protection of the capitol and the capitol park, in the city of Madison. Mr. Burnett. Received from Assembly, 394; Committee on State Affairs, 397; reported favorably, 439; ordered to third reading, 492; concurred in, 504; published as chapter, 301.
- No. 359, A. — A bill relating to the right of way of railroads, and amendatory of section 16 of chapter 119 of the general laws of 1872. Mr. Kelly. Received from Assembly, 332; Committee on Railroads, 335; recalled and recommitted to Committee on Agriculture, 364; reported favorably, 388; ordered to third reading, 441; concurred in, 442; published as chapter, 205.
- No. 362, A. — A bill to fix the terms of the circuit court of Winnebago county. Mr. Wall. Received from Assembly, 360; Committee on Judiciary, 361; reported favorably, 373; Senate concurs, 464; published as chapter, 230.
- No. 365, A. — A bill amendatory of and supplementary to the charter of the city of Milwaukee. Mr. Keogh. Received from Assembly, 268; Select Committee, 269; reported, 318; returned to Assembly, 335; Assembly returns, 378; Select Committee, 379; reported adversely, 422; indefinitely postponed, 463.
- No. 366, A. — A bill relating to a dam across Little Wolf river in Waupaca county, and amendatory of section 4 of chapter 159, of the laws of Wis-

- consin for 1873. Mr. Wall. Received from Assembly, 393; Committee on Incorporations, 397; reported, 419; ordered to third reading, 493; concurred in, 505; published as chapter 258.
- No. 370, A. — A bill relating to a dam on Little Wolf river in Waupaca county, and amendatory to section 4, chapter 169 of the laws of Wisconsin for 1875. Mr. Wall. Received from Assembly, 394; Committee on Incorporations, 397; reported, 419; ordered to third reading, 493; concurred in, 505; published as chapter 257.
- No. 373, A. — A bill to detach a portion of the city of Neenah and attach the same to the city of Menasha. Mr. Leavens. Received from Assembly, 424; Committee on Incorporations, 425; reported favorably, 439; ordered to third reading, 467; concurred in, 479; published as chapter 216.
- No. 375, A. — A bill to declare warehouse receipts negotiable. Mr. Vance. Received from Assembly, 361; Committee on State Affairs, 361; reported favorably, 369; ordered to third reading, 432; Senate concurs, 464; published as chapter 220.
- No. 377, A. — A bill relating to criminal examinations in cases of offenses against chastity, morality and decency. Mr. Spence. Received from Assembly, 517; concurred in 518; published as chapter 234.
- No. 378, A. — A bill to amend section 3 of chapter 59, of the private and local laws of 1868, entitled "an act to incorporate the city of Fond du Lac." Mr. Spence. Received from Assembly, 459; Committee on Incorporations, 461; reported favorably, 472; ordered to third reading, 493; concurred in, 504; published as chapter 261.
- No. 379, A. — A bill to incorporate the Fireman's Association of the city of Fond du Lac. Mr. Spence. Received from Assembly, 332; Committee on Incorporations and Public Improvements, 335; reported favorably, 372; ordered to third reading, 401; concurred in, 428; published as chapter, 161.
- No. 382, A. — A bill to incorporate the city of Darlington. Mr. Anderson. Received from Assembly, 206; Senate concurs, 207; published as chapter 30.
- No. 383, A. — A bill to amend chapter 315, general laws of 1875, entitled "an act to provide for uniformity and the free use of text books in towns and cities." Mr. Sylvester. Received from assembly, 434; Committee on Education, 425; reported, 501; considered, 509.
- No. 384, A. — A bill to amend section 2, of chapter 329, of the laws of 1874, entitled "an act for the preservation of game in the state of Wisconsin." Mr. Baldwin. Received from Assembly, 319; Committee on Agriculture, 320; reported adversely, 368; indefinitely postponed, 402; reconsidered and laid aside, 404; ordered to third reading, 442; concurred in, 442; published as chapter 180.
- No. 385, A. — A bill to amend chapter 449 of the private and local laws of 1869, entitled "an act to incorporate the city of Oconto, and acts amendatory thereof." Mr. Kast. Received from Assembly, 499; General File, 500; ordered to third reading, 506; concurred in, 512; published as chapter 204.
- No. 388, A. — A bill to legalize the tax roll of the town of Marietta, Crawford county. Mr. Wannemaker. Received from Assembly, 319; Committee on Judiciary, 320; reported, 375; ordered to third reading, 401; concurred in, 428; published as chapter 163.
- No. 389, A. — A bill to amend section 1 of chapter 803, of the general laws of 1878, entitled "an act to amend chapter 58 of the revised statutes, and the act amendatory thereto, entitled "of weights and measures." Mr. Rice. Received from Assembly, 425; Committee on Agriculture, 426; reported, 438; third reading refused, 495; recalled from Assembly, 510; Assembly returns, 514; concurred in, 514; published as chapter 290.
- No. 391, A. — A bill to repeal chapter 313 of the private and local laws of

- 1869, relating to certain overflowed and swamp lands in the county of Portage. Mr. Arnot. Received from Assembly, 460; Committee on Public Lands, 461; reported, 472; ordered to third reading, 493; concurred in, 505; published as chapter 262.
- No. 402, A. — A bill to amend section 1, chapter 77, of laws of 1876, entitled "an act relating to the second county court of Brown county," and amendatory of sections 4 and 5 of chapter 9, of laws of 1875. Mr. Touhey. Received from Assembly, 319; Committee on Judiciary, 320; reported adversely, 386; indefinitely postponed, 443.
- No. 412, A. — A bill relating to and amendatory of chapter 183, private and local laws of the year 1874, entitled "an act relating to the police court held in the city of Eau Claire." Mr. Carmichael. Received from assembly, 517; indefinitely postponed, 580.
- No. 413, A. — A bill relating to the catching of fish in the Pecatonica river, in La Fayette county. Mr. Anderson. Received from Assembly, 319; Committee on Agriculture, 320; reported favorably, 368; ordered to third reading, 401; concurred in, 428; published as chapter 187.
- No. 414, A. — A bill relating to railroads and amendatory of section 7 of chapter 57, of laws of Wisconsin for 1876. Mr. Johnson. Received from Assembly, 394; Committee on Railroads, 397; reported adversely, 407; indefinitely postponed, 443; motion for reconsideration postponed, 452.
- No. 416, A. — A bill to authorize Chippewa county to issue bonds for a certain purpose. Mr. Vincent. Received from Assembly, 377; Committee on State Affairs, 378; reported with amendment, 387; amendment adopted and bill ordered to third reading, 441; concurred in, 442; Senate amendments concurred in, 460; published as chapter, 174.
- No. 417, S. — A bill relating to the supreme court and amendatory of chapter 284 of the laws of 1876. Mr. Carter, W. E. Received from Assembly, 302; Judiciary Committee, 304; reported favorably, 373; ordered to third reading, 401; concurred in, 428; published as chapter 196.
- No. 418, A. — A bill relating to the foreclosure of mortgages. Mr. Carter, W. E. Received from Assembly, 319; Committee on Judiciary, 320; reported adversely, 406; indefinitely postponed, 443.
- No. 421, A. — A bill to repeal chapter 26 of the general laws of 1871, relating to towns and town officers. Mr. Maxwell. Received from Assembly, 303; Committee on Town and County Affairs, 397; reported adversely, 472; indefinitely postponed, 495.
- No. 422, A. — A bill to amend chapter 47 of the general laws of 1871, entitled, "an act to amend chapter 107, of the private and local laws of 1867, entitled, 'an act to authorize the appointment of phonographic reporters in the circuit courts of the counties of Milwaukee and Kenosha.'" Mr. Vance. Received from Assembly, 394; general file, 397; ordered to third reading, 441; concurred in, 442; published as chapter 226.
- No. 425, A. — A bill to authorize the county board of supervisors of the county of Adams to sell and dispose of all the lands owned by said county for the purpose therein set forth. Mr. Pierce. Received from Assembly, 425; Committee on Public Lands, 426; reported favorably, 448; considered and amended, 490; amendment rejected and bill ordered to third reading, 495; concurred in, 505; published as chapter 233.
- No. 427, A. — A bill to amend section 1 of chapter 121 of the general laws of 1856, entitled "an act concerning railroads." Mr. Fisk, W. J. Received from Assembly, 394; Committee on Railroads, 397; reported with amendment, 407; amendment adopted and bill ordered to third reading, 441; Senate concurs, 464; published as chapter 144.
- No. 431, A. — A bill to change the name of William Richard Clancy, and to legalize certain acts. Mr. Johnston. Received from Assembly, 394; Committee on Judiciary, 397; reported favorably, 407; ordered to third reading, 441; concurred in, 442; published as chapter 189.



- No. 434, A. — A bill to amend section 2, of chapter 222, general laws of 1874, entitled "an act to amend, aid and revise the charter of the city of Wau-sau." Mr. Ringle. Received from Assembly; Committee on Incorpora-tions, 206; reported favorably, 218; ordered to third reading, 238; con-curred in, 259; published as chapter 67.
- No. 435, A. — A bill to amend section 2, chapter 192, of the laws of 1876, en-titled "an act in relation to justices of the peace and constabls in the city of Milwaukee." Mr. Fink. Received from Assembly, 268; Judiciary Committee, 269; recommitted to Senators Mitchell, Van Shaick and Abert (not journalized); reported adversely, 301; indefinitely postponed, 322.
- No. 436, A. — A bill providing for the letting of the official printing of Mil-waukee county. Mr. Fink. Received from Assembly, 360; Select Com-mittee, 361; reported adversely, 393; ordered to third reading, 433; Sen-ate concurs, 464; published as chapter 221.
- No. 438, A. — A bill to appropriate to Peter Salentine a sum of money therein named. Mr. Spence. Received from Assembly, 395; Committee on Finance, Banks and Insurance, 397; reported with amendment, 438; amendments rejected and bill ordered to third reading, 493; concurred in, 506; published as chapter 255.
- No. 439, A. — A bill to appropriate to Henry Fink a sum of money therein named. Mr. Spence. Received from Assembly, 395; Committee on Fi-nance, Banks and Insurance, 397; reported favorably, 438; ordered to third reading, 492; concurred in, 506; published as chapter 273.
- No. 440, A. — A bill relating to the bringing of actions for penalties and ap-peals in such actions. Mr. Spence. Received from Assembly, 393; Com-mittee on Judiciary, 397; reported favorably, 407; ordered to third read-ing, 441; concurred in, 442; published as chapter 192.
- No. 441, A. — A bill to require notice of application for tax deeds in certain cases. Mr. Spence. Received from Assembly, 361; Committee on Ju-diciary, 361; reported with amendment, 387; amendment adopted and bill ordered to third reading, 432; Senate concurs, 464; published as chap-ter 235.
- No. 443, A. — A bill to amend section 3, of chapter 121, of the laws of 1868, as amended by chapter 54, of the laws of 1871. Mr. Spence. Received from Assembly, 319; Committee on Judiciary, 320; reported with amend-ment, 387; amendment adopted and bill ordered to third reading, 442; concurred in, 442; Senate amendments concurred in, 460; published as chapter 165.
- No. 444, A. — A bill relating to the preservation of fish in Sugar river. Mr. Johnson. Received from Assembly, 394; general file, 397; ordered to third reading, 441; concurred in, 442; published as chapter 188.
- No. 446, A. — A bill to incorporate the city of Plymouth. Mr. Hubbard. Re-ceived from Assembly, 377; concurred in, 379; published as chapter 193.
- No. 452, A. — A bill to revise, consolidate and amend the charter of the city of Stevens Point, approved May 17, 1868, and the general laws amenda-tory thereof. Mr. Arnot. Received from Assembly, 424; Committee on Incorporations, 425; reported favorably, 439; concurred in, 461; pub-lished as chapter 260.
- No. 453, A. — A bill to provide for the appointment of five commissioners who shall furnish the next Legislature certain information, and who shall report to said Legislature a bill to redistrict the state into judicial cir-cuits, equalizing the labor of the judges thereof, and determining the salaries of said Judges. Reported by Judiciary Committee; received from Assembly, 301; Committee on Judiciary, 304; reported favorably, 373; recommitted, 402; reported with amendment, 438; amendments adopted and bill ordered to third reading, 467; amendments read a third time and concurred in, 479; published as chapter 231.

- No. 454, A. — A bill to appropriate to John M. Bowman, William Vroman, and T. Brown and others a sum of money. Reported by Joint Committee on Claims. Received from Assembly, 500; general file, 500; ordered to third reading, 507; concurred in, 512; published as chapter 275.
- No. 455, A. — A bill relating to the expenses of persons doing business for the state. Mr. ———. Received from the Assembly, 503; General file, 504; indefinitely postponed, 511.
- No. 457, A. — A bill to amend section 1, of chapter 67, of the laws of 1877, entitled "an act to amend section 2, of chapter 222, of the general laws of 1874, entitled an act to amend and revise the charter of the city of Wausau." Mr. Ringle. Received from Assembly, 449; concurred in, 451; published as chapter 179.
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## MEMORIALS TO CONGRESS — SENATE.

- No. 1, S. — For increased mail service in the northern portions of Sauk county. Senator Welch. Committee on Federal Relations, 22; reported favorably, 103; ordered engrossed, 119; engrossed, 129; passed, 137; Assembly concurs, (mistaking title for No. 1, A), 334; enrolled, 364; approved, 423.
- No. 2, S. — For an appropriation to aid in the completion of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor, and to extend the time for the completion thereof. Senator Sacket. Rules suspended and memorial passed, 123; Assembly concurs, 151; enrolled, 155; approved, 353.
- No. 3, S. — For right of way and a grant of land for railroad purposes, to aid in building a road through northern Wisconsin. Senator Fifield. Committee on Federal Relations, 146; reported favorably, 205; passed, 222; Assembly concurs, (mistaking title for No. 3, A), 334; enrolled, 384; approved, 424.
- No. 4, S. — For an appropriation to aid in a survey of the St. Croix river, Wisconsin. Senator Fifield. Committee on Federal Relations, 146; reported favorably, 205; passed, 222; Assembly concurs, (mistaking title for No. 4, A), 334; enrolled, 363; approved, 423.
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## MEMORIALS TO CONGRESS — ASSEMBLY.

- No. 1, A. — For extension of mail route from the town of Berlin, in Marathon county, to the town of Hamburg, in said county. Mr. Ringle. Received from Assembly, 190; Committee on Federal Relations, 190; reported favorably, 205; concurred in, 221.
- No. 2, A. — For extension of mail route from the town of Stettin, in Marathon county, Wisconsin, to the town of Rib Falls, in said county. Mr. Ringle. Received from Assembly, 189; Committee on Federal Relations, 190, reported favorably, 205; concurred in, 221.
- No. 3, A. — For increased mail facilities in western portion of Oconto county. Mr. Kast. Received from Assembly, 158; Committee on Federal Relations, 159; reported with amendment, 188; rules suspended, memorial as amended concurred in, 188; Assembly concurs in amendments, 333; 335;

- No. 4, A. — For service on mail route from Menomonice, Dunn county, to Erin Corners, St. Croix county. Mr. Black. Received from Assembly, 384.
- No. 5, A. — For mail route from Barron, the county seat of Barron county, Wis., to the village of Sand Creek, in Dunn county, Wis., via Mooney's Mills, Sylvan Springs and Sioux Creek. Mr. Grover. Received from Assembly, 189; Committee on Federal Relations, 190; reported favorably, 205; concurred in, 222.
- No. 8, A. — For mail route from Friendship in the county of Adams, to Liberty Bluff, in the county of Marquette. Mr. Pierce. Received from Assembly, 303; Committee on Federal relations, 304; reported favorably 372; ordered to third reading, 401; concurred in, 426.
- No. 9, A. — To provide fish ways to the dams on Fox river. Mr. Hammel. Received from Assembly, 360; Committee on Federal Relations, 361; reported favorably, 372; ordered to third reading, 401; concurred in, 426.
- No. 10, A. — For improvement of Oneida Indians on reservation in Brown and Outagamie counties. Mr. Kelly. Received from Assembly, 221; concurred in, 221.
- No. 11, A. — For mail service from Eau Claire to Rice Lake in Barron county. Mr. Grover. Received from Assembly, 360; Committee on Federal Relations, 361; reported favorably, 372; ordered to third reading, 401; concurred in, 426.
- No. 12, A. — For survey of Wolf river from Lake Poygan, to the mouth of Red river. Mr. Kast. Received from Assembly, 424; Committee on Incorporations, 425; reported, 439; ordered to third reading, 467; concurred in, 478.

### JOINT RESOLUTIONS—SENATE.

- No. 1, S. — Provides for joint convention to receive message of governor. Senator Davis. Adopted, 9; concurred in by Assembly, and readiness announced, 12.
- No. 2, S. — Agreeing to an amendment of section 4, article 7, of constitution of Wisconsin, relating to increase of judges of supreme court. Senator Hudd. Committee on Judiciary, 13; reported favorably, 31; ordered engrossed, 32; engrossed, 34; adopted, 35; enrolled, 116; approved, 353.
- No. 3, S. — Limiting time for introducing new business, and fixing time for final adjournment. Senator Hudd. Committee on State Affairs, 14; amended and adoption recommended, 23; adopted, 24; concurred in by Assembly, and title amended, 68; concurred in, 68.
- No. 4, S. — Providing for biennial sessions of the legislature. Senator Downs. Committee on State Affairs, 66; recommitted, 216; reported unfavorably, 280; postponed, 358; indefinitely postponed, 358.
- No. 5, S. — Ratifying and agreeing to joint resolution number 7, adopted by the legislature of 1876, entitled, "Joint resolution proposing an amendment to section 2, of article VIII., of the constitution of this state," relating to claims against the state. Senator Treat. Committee on Judiciary, 70; reported adversely, 113; recommitted to Judiciary Committee, 139; reported, 215; ordered engrossed, 252; engrossed, 257; adopted, 271; Assembly concurs, 378; enrolled, 384; approved, 424.
- No. 6, S. — In relation to purchase of additional copies of Legislative Manual. Senator Davis. Rules suspended and resolution adopted, 95; Assembly concurs, 136; enrolled, 146; approved, 353.

- No. 7, S. — Relating to report of State Board of Health. Senator Richardson. Lies over, 110; adopted, 186; Assembly concurs, 158.
- No. 8, S. — Relating to removing the remains of Hon. A. W. Randall to Wisconsin. Senator Barden. Committee on Claims, 123; reported favorably 178; postponed, 193; recommitted, 234; reported, 489; indefinitely postponed, 511.
- No. 9, S. — Proposing amendment to section 5, of article I., of the constitution of the state of Wisconsin, to dispense with unanimous verdicts by juries. Senator Flint. Committee on Judiciary, 141; reported adversely, 186; recommitted, 200.
- No. 10, S. — That no more adjournments be had except from day to day until they adjourn *sine die*. Senator Welch. Lies over, 155; postponed, 163; adopted, 180.
- No. 11, S. — Relating to the coinage of silver. Senator Welch. Lies over, 194; Committee on Finance, Banks and Insurance, 207; reported favorably, 217; adopted, 221; Assembly concurs, 235; enrolled, 234; approved, 354.
- No. 12, S. — Relating to an appropriation by congress for the erection of a lighthouse and fog signal on Stannard's Rock, Lake Superior. Reported from Committee on State Affairs, 232; adopted, 282; Assembly concurs, 449; enrolled, 470; approved, 520.
- No. 13, S. — For joint committee to examine and report progress of revisors on revision of the statutes. Senator Barden. Adopted, 312; Assembly concurs, 333, 334; committee reports, 458.
- No. 14, S. — Relating to state suits for swamp lands. Senator Farr, 418; point of order sustained shutting resolution out, 432.
- No. 15, S. — Requesting the governor to withhold payment from the State Historical Society, etc. Reported by Select Committee, 457; postponed, 475; ruled out of order as new business, 491.
- No. 16, S. — Relating to final adjournment. Senator Flint. Adopted, 518; Assembly amends and concurs, 517; Senate concurs in Assembly amendment, 518.
- No. 17, S. — Authorizing superintendent of public property to sell stationery to employes to the amount of \$5. Senator Arnold. Adopted, 518; Assembly concurs, 523; enrolled, 523; approved, 526.

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### JOINT RESOLUTIONS.—ASSEMBLY.

- No. 1, A. — For adoption of the joint rules of the last Senate and Assembly. Mr. Vance. Received from Assembly, 8; concurred in, 8.
- No. 2, A. — For joint committee to wait on the governor and inform him that legislature is organized and ready for business. Mr. Carter, W. E. Received from Assembly, 8; report of committee on, 9.
- No. 3, A. — Granting leave of absence to chief justice of supreme court. Mr. Carter, W. E. Received from Assembly and concurred in, 23.
- No. 13, A. — Relating to the revision of the joint rules of the Senate and Assembly. Mr. Carter, W. E. Introduced in Senate, 77; Committee on Judiciary, 77; reported favorably, 83; indefinitely postponed, 82.
- No. 15, A. — Asking congress to make an appropriation to construct a lighthouse at the mouth of the harbor of Menominee. Mr. Fisk, W. J. Received from Assembly, 302; Committee on Federal Relations, 304; reported favorably, 372; ordered to third reading, 401; passed, 426.

- No. 16, A. — Requesting the Committee on Printing to inquire into the cause of the failure of the state printers to perform their work promptly, and to suggest a remedy. Mr. Kelly. Received in Senate, 105; concurred in, 105; Joint Committee on Printing instructed to report back, 158.
- No. 17, A. — Granting the use of Assembly and Senate chambers for executive reception and ball. Mr. Kengh. Received in Senate, 104; referred to Committee on State Affairs, 105; reported with amendment, amendment adopted and resolution concurred in, 116; amendments concurred in by Assembly, 186.
- No. 21, A. — Thanking United States Senator Howe for his vote on the compromise measure. Mr. Hubbard. Received from Assembly, 820; Committee on Town and County Affairs, 320.
- No. 23, A. — For the appointment of a committee to investigate the accounts of the State Board of Centennial Managers. Mr. Bock. Received from the Assembly, 151; referred to Committee on State Affairs, 151; reported with amendment, 157; amendment adopted and resolution concurred in, 157; Senator Davis excused from committee and Senator Rankin appointed, 165; Assembly amends and concurs in Senate amendment, 179; Senate concurs in Assembly amendment, 180.
- No. 24, A. — Requesting state treasurer to report amount of money received on account of "War Eagle Old Abe," and how much of it remains in the treasury. Mr. Ries. Received from Assembly, 158; Committee on State Affairs, 158; recommitted to Committee on Military Affairs, 169; reported favorably, 233; adopted, 233.
- No. 25, A. — That this legislature adjourn *sine die* on February 19, 1877. Mr. Bailey. Received from Assembly, 221; Committee on State Affairs, 221.
- No. 26, A. — Directing Joint Committee on Printing to report on Joint Resolution No. 10, A. Mr. Kelly. Received from Assembly, 158; concurred in, 159.
- No. 28, A. — Relating to stereotyping plates of Geological Survey Report. Committee on Printing. Received from Assembly, 206; recommitted, 221; reported favorably, 313; concurred in, 336.
- No. 29, A. — For amending the constitution and relating to suffrage. Committee on Privileges and Elections. Received from Assembly, 302; Judiciary Committee, 304; reported adversely, 386; indefinitely postponed, 443.
- No. 30, A. — Relating to Bill No. 8 A. Mr. W. E. Carter. Received from Assembly, 377; concurred in, 379.
- No. 31, A. — Directing governor to place to the credit of his contingent fund certain moneys. Joint Centennial Committee. Received from Assembly, 499; general file, 500; ordered to third reading, 507; concurred in, 512.
- No. 32, A. — Directing the Board of Centennial Managers to pay over to the Governor certain moneys. Joint Centennial Committee. Received from Assembly, 499; general file, 500; ordered to third reading, 507; concurred in, 512.
- No. 33, A. — Directing the secretary of state to transfer certain moneys to the general fund. Joint Centennial Committee. Received from Assembly, 499; general file, 500; ordered to third reading, 507; concurred in, 512.
- No. 35, A. — Instructing our members of congress to oppose all dilatory motions calculated to defeat the action of the Electoral Commission. Mr. Hubbard. Received from Assembly, 415; adopted, 416.
- No. 36, A. — Instructing Quartermaster-General to fire a salute of 100 guns in honor of the peaceful solution of the presidential question. Mr. Pope. Received from Assembly, 424; laid on the table, 426.
- No. 38, A. — Instructing Superintendent of Public Property to sell stationery to employees. Mr. Dousman. Received from Assembly, 451; considered, 451.

- No. 89, A. — Changing the title to No. 14, A. Mr. Senn. Received from Assembly, 503; concurred in, 504.
- No. 40, A. — Instructing Clerk to correct clerical error in No. 231, A. Received from Assembly, 503; concurred in, 504.
- No. 41, A. — Relating to final adjournment. Mr. Cassoday. Received from Assembly, 524; concurred in, 524.
- No. 42, A. — Appointing joint committee to wait on the governor and say the legislature awaits his pleasure. Mr. Hubbard. Received from Assembly, 524; concurred in, 524.

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RESOLUTIONS — SENATE.

- No. 1, S. — That the rules of the last Senate be adopted, except as to standing committees, and prescribing the standing committees and number of members. Senator Farr. Adopted, 6.
- No. 2, S. — Instructing clerk to notify Assembly that Senate is organized. Senator Flint. Adopted, 6.
- No. 3, S. — Instructing superintendent of public property to furnish for use of Senate, Laws of Wisconsin, Senate and Assembly Journal, Webster's dictionary and map of Wisconsin. Also, for copies of Taylor's Statutes. Senator Barden. Rules suspended and resolution adopted, 8.
- No. 4, S. — Appointing standing committees. Senator Hiner. Adopted, 10.
- No. 5, S. — Requesting President of Senate to invite resident clergymen to open morning session with prayer. Senator Davis. Adopted, 14.
- No. 6, S. — Authorizing clerks for Committee on Judiciary, Committee on Enrolled Bills and Committee on Engrossed Bills. Senator Hiner. Rules suspended; adopted, 19.
- No. 7, S. — Requesting Committee on Education to consider the advisability of providing for uniformity of text-books in common schools. Senator Welch. Committee on Education, 19.
- No. 8, S. — Requesting statement from state treasurer in regard to moneys received from Gov. Taylor. Senator Treat. Lies over under rules, 19; considered and adopted, 27; communication of state treasurer in reply, 28.
- No. 9, S. — Referring different subjects in Governor's message to various committees. Senator Hiner. Adopted, 19.
- No. 10, S. — Requesting the governor to furnish report and testimony under Joint Resolution No. 25. 1876. Senator Treat. Lies over, 29; adopted, 35; report and testimony furnished by Governor, 35.
- No. 11, S. — Requesting Judiciary Committee to inquire what officers are authorized to hold inquests. Senator Tate. Lies over, 29; adopted, 35; Committee report by bill, 455.
- No. 12, S. — Amendatory of Rules, adopting rule presented as rule No. 55. Senator Wing. Lies over, 36; considered, 97; amended and adopted, and said rule became Rule 38, 105.
- No. 13, S. — Requesting superintendent of public property to furnish more light. Senator Rankin. Rules suspended and resolution adopted, 87.
- No. 14, S. — Requesting Judiciary Committee to inquire in regard to civilized persons of Indian descent. Senator Fifield. Committee on Judiciary, 87.
- No. 15, S. — Authorizing Railroad Committee to appoint clerk. Senator Farr. Lies over, 87; adopted, 97.

- No. 16, S. — Relating to the suspected death of the state printer. Senator Tate. Lies over, 94; amendment proposed and lost, 105.
- No. 17, S. — Relating to highway taxes. Senator Hathaway. Lies over, 100; adopted, and Committee on Highways and Bridges ordered to report by bill, 118; committee report bill, 265.
- No. 18, S. — Requesting the return of bill No. 39, S. Senator Torrey, 109. Rules suspended and resolution adopted, 109.
- No. 19, S. — Requiring Committee on Town and County Organization to inquire into and report upon the propriety of a law limiting the amount of taxes. Senator Wing, 109. Rules suspended and resolution adopted, 109.
- No. 20, S. — Relating to appointment of Special Committee on ventilation of Senate Chamber. Senator Davis. Rules suspended and resolution passed, 122; reported with recommendation, 501.
- No. 21, S. — Relating to a door keeper for the door of the Historical Society. Senator Douglas. Lies over, 122; amended, 151; referred to Select Committee consisting of Senator Douglas, 151.
- No. 22, S. — Instructing Committee on Legislative Expenditures to inquire as to increasing number of legislative manuals provided by law. Senator Richardson. Rules suspended and resolution adopted, 140; committee reports by bill which became 259, S., 299.
- No. 23, S. — Authorizing Select Committee to whom No. 74, S. was referred to visit the Northern Hospital of the Insane and examine the necessity of the proposed engine and boiler. Senator Hiner. Rules suspended and resolution adopted, 140.
- No. 24, S. — Appropriating to G. Y. Freeman \$300 for mineral and geological specimens. Senator Arnold. Lies over, 140; adopted 151.
- No. 25, S. — Requesting chief clerk to furnish Senators and reporters daily calendars of business. Senator Davis. Rules suspended and resolution adopted, 166.
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- No. 28, S. — Requesting justices of supreme court to report in relation to revision of the Statutes. Senator Barden. Lies over, 194; amended and adopted, 207.
- No. 29, S. — Requesting committees to report bills, memorials, petitions and communications. Senator Barden, 367; amended and adopted, 398.
- No. 30, S. — Allowing Committee on Mining and Smelting a clerk, and providing pay; rules suspended; amendment offered, amendment tabled, 367; Senate concurs in Assembly amendments, 504.
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- No. 32, S. — Directing Select Committee to report bill No. 100, A. Senator Van Shaick. Adopted, 417.
- No. 33, S. — Thanks of Senate to Charles D. Parker, President, and W. H. Hiner, President *pro tem*. Senator Sackett. Adopted, 519.
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185, S. To submit to the people an, of section 2 of article VIII. of the constitution.  
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- No. 163, S. To revise and amend the charter of the village of Waukesha
- 65, S. To revise, consolidate and amend the act entitled "an act to incorporate the Germantown Farmers' Mutual Insurance Company, approved April 1, 1854, and acts amendatory thereto."
- 184, S. To amend an act entitled "an act to organize a union school district in the village and town of Monroe, in the county of Green."
- 3, A. To amend an act to incorporate the chamber of commerce of the city of Milwaukee, approved February 29, 1863.
- Mem. No. 2, S. Of B. F. Fay, and 44 others, for an amendment to the game laws in reference to the killing of deer.
- 8, S. Of H. T. Wilhelm, Charles Hall, and seventy-eight others for an amendment to the game laws in reference to the killing of deer.

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- No. 223, A. Relating to the partition of real estate, and amendatory of chapter 142 of the, relating to the partition of lands owned by several persons.
- 157, S. To amend section 16 chapter 7 of the, in regard to notice of general and special elections.
- 230, S. To amend section 29 chapter 133 of, entitled "of costs and fees."
- 258, S. To amend chapter 19, of the, relating to roads and bridges.
- 1, S. Relating to appeals from justice courts, and amendatory of section 216 of chapter 120 of.
- 144, S. To amend section 7 chapter 67 of, entitled "of cemetery associations and town cemeteries."
- 83, S. Relating to the foreclosure of mortgages, and amendatory of chapter 145 of the, entitled "of actions for the foreclosure of a mortgage, and the acts amendatory thereof."
- 193, A. Relating to prisons and common jails, and amendatory of section 9 of chapter 190 of the.
- 64, A. Relating to certain offenses, and amendatory of section 5 of chapter 170 of the.
- 111, S. To amend section 15 of chapter 133 of the, relating to witness fees in any justice's court or before any officer, persons or board authorized to take the examination of witnesses, and amendatory of section 1 of chapter 146 of the general laws of 1869, entitled "an act to amend section 15 of chapter 133 of the revised statutes, relating to witness fees in courts of record."
- 135, S. Relating to appeals from justices' courts and amendatory of section 205 of chapter 120 of the.
- 231, S. To amend section 54, of chapter 134 of the, entitled "of executions and proceedings supplementary thereto."
- 83, S. Relating to the foreclosure of mortgages, and amendatory of chapter 145 of the, entitled "of actions for the foreclosure of a mortgage, and the acts amendatory thereof."
- 195, S. To amend chapter 14 of the, entitled "of the jurisdiction of justices in criminal cases, and the proceedings thereon."
- 80, S. Determining the manner of settling the question of licensing the sale of intoxicating liquors, and amendatory of chapter 35.
- 104, S. To amend section 1 of chapter 100 of, relative to liens upon logs and timber.
- 187, S. To amend section 5 of chapter 14 of the, entitled "of resignations, vacancies and removals and of supplying vacancies."

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#### AMENDMENTS OF REVISED STATUTES—*continued.*

- 167, S. Relating to towns and town officers, and amendatory of section 87 of chapter 15 of.
- 135, S. Relating to appeals from justices' courts and amendatory of section 205 of chapter 120 of the.
- 126, S. Relating to court commissioners, their appointment, powers and duties, and amendatory of section 94 of chapter 18 of the, entitled "of counties and county officers," and the several acts amendatory thereof.
- 24, S. To change the time of holding the annual meetings of the county board of supervisors of Rock county, and to amend section 26 chapter 13 of the.
- 121, A. Relating to the distraining of cattle doing damage, and amendatory of section 1, chapter 51, of the.
- 53, A. Relating to justices' courts and amendatory of section 218, of chapter 120, of.
- 211, A. Relating to issues, mode of trial and judgment in civil actions, and to amend section 37 of chapter 133 of the, entitled "of issues, mode of trial and judgment in civil cases."
- 253, A. Relating to costs and fees, and amendatory of section 104, chapter 103, and the several acts amendatory thereof.
- 328, A. To amend section 100, of chapter 18, of the, concerning the collection of delinquent personal property tax.
- 5, A. To amend section 44 of chapter 165, of the, entitled "of offenses against property," and the act amendatory thereof.
- 42, A. Relating to estates in dower, and amendatory of sections 17, 18 and 19, of chapter 89, of the.
- 50, A. Relating to the commencement of actions, and amendatory of section 26 of chapter 138, of the.
- 226, A. In relation to the settlement of estates when the county judge is incapacitated, and to amend section 6 of chapter 117, of the.
- 84, A. To amend section 16 of chapter 141 of the, of actions for the recovery of real property.
- 82, S. To amend section 2 of chapter 164 of the, entitled "of offenses against the lives and persons of individuals."
- 71, A. Relating to justices' courts, and amendatory of section 47 of chapter 120 of the.
- 227, A. Relating to costs and fees, and amending section 33 of chapter 133 of the, entitled "of costs and fees"
- 329, A. To amend subsection 4 of section 50 of chapter 18 of the, relating to overseers of highways.

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- No. 81, S. Relating to the duties of clerks of circuit courts, and amendatory of section 1 of chapter 19 of the, entitled "an act prescribing certain duties of clerks of circuit courts and for other purposes."

##### *General laws of 1856.*

- No. 427, A. To amend section 1 of chapter 131 of the, entitled "an act concerning railroads."
- 202, S. To amend section 1 of chapter 121 of the, entitled "an act concerning railroads."

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

AMENDMENTS — *continued.*

*Private and local laws of 1857.*

- No. 62, S. To amend chapter 133 of the, entitled "an act to consolidate and amend the act to incorporate the city of Kenosha and the several acts amendatory thereof."

*General laws of 1858.*

- No. 133, S. To amend section 2 of chapter 71 of the, entitled "an act to provide for the keeping of insane persons."  
 229, S. Relating to evidence, and amendatory of section 2 of chapter 134 of the.  
 162, A. Relating to the exemption of earnings of married men and others, and amendatory of chapter 148 of the.  
 25, S. To amend chapter 53 of the, entitled "an act for the promotion and protection of county agricultural societies."

*General laws of 1859.*

- No. 26, S. To amend chapter 82 of the, entitled "an act to provide for the more efficient punishment of certain offenses."  
 39, S. To amend section 2, chapter 166, of the, amendatory of section 16, chapter 93, revised statutes, relating to sale of lands of minors and other persons under guardianship.

*Private and local laws of 1860.*

- No. 175, S. To amend section 6 of chapter 46 of the, entitled "an act to promote the construction of horse railways in the city of La Crosse."

*General laws of 1860.*

- No. 70, A. Relating to the liability of counties in certain cases, and amendatory of section 1 of chapter 35 of the.

*General laws of 1861.*

- No. 9, S. Amendatory of section 2 of chapter 58, being an act entitled "an act declaring the 22d day of February and the 4th of July holidays."  
 54, S. To amend section 33 of chapter 133 of the revised statutes, "of costs and fees," as amended by section 1, chapter 131 of the.  
 206, A. Relating to attorneys, and amendatory of chapter 189 of the, entitled "an act relating to the admission of attorneys of courts of record."

*General laws of 1862.*

- No. 9, S. Amendatory of section 2 of chapter 58, being an act entitled "an act declaring the 22d day of February and the 4th day of July holidays."

*Private and local laws of 1863.*

- No. 139, S. Relating to the Madison Mutual Insurance Company, and amendatory of chapter 329.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

**AMENDMENTS — continued.**

*General laws of 1863.*

- No. 92, A. Relating to foreclosure sales, and amendatory of section 2 of chapter 299 of the.

*Private and local laws of 1864.*

- No. 197, S. Relating to the Sturgeon Bay and Lake Michigan ship canal, and to amend chapter 365 of the, entitled "an act to incorporate the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company," approved April 2, 1864.

*General laws of 1865.*

- No. 148, S. Relating to swamp lands in certain localities, and to repeal chapter 313 of the private and local laws of 1869, entitled "an act to authorize the use of money arising from the sale of certain swamp and overflowed lands in the county of Portage for drainage purposes, and to amend chapter 537 of the, relating thereto;" and also to repeal chapter 105 of the private and local laws of 1875, entitled "an act to amend chapter 313 of the private and local laws of 1869."

*Private and local laws of 1866.*

- No. 200, A. Relating to assessors in the city of Janesville, and amendatory of section 1 of chapter 7 of chapter 474, entitled "an act to reduce the act incorporating the city of Janesville and the several acts amendatory thereof into one act and amend the same."

*General laws of 1866.*

- No. 251, A. Relating to the registering of the names of persons who have heretofore or may hereafter declare their intentions to become citizens, or who have been or may hereafter be admitted to become citizens of the United States of America, and amendatory of chapter 60.  
 85, A. To amend chapter 60 of, in relation to registering the names of persons declaring their intention to become citizens of the United States.  
 146, A. To provide for an abstract of tax titles in the county of Wausau, and amendatory of chapter 123, of the.  
 151, S. To amend chapter 224 of the, entitled "an act to incorporate the village of Trempealeau."

*General laws of 1868.*

- No. 65, A. Relating to the assessment of property for taxation, and the levy of taxes thereon, and amendatory of section 33 of chapter 180 of the.  
 443, A. Relating to the salary of county judge, and amendatory of section 3 of chapter 121 of the, as amended by chapter 54 of the general laws of 1871.  
 141, S. Relating to claims against counties, and amendatory of section 2, chapter 160.

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**AMENDMENTS — General laws 1868 — continued.**

- No. 30, S. To amend section 16 of chapter 130 of the, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."
- 237, S. To amend chapter 130 of, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon."
- 237, S. To amend section 16 of chapter 130 of the, entitled "an act to provide for the assessment of property for taxation and the levy of taxes thereon."
- 237, S. To amend chapter 130, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon."
- 269, A. To amend section 32 of chapter 130 of the, entitled "an act to provide for the assessment of property for taxation, and the levy of taxes thereon."
- 48, A. In relation to fees of county judges, and to repeal chapter 123 of the laws of 1871, and amendatory of section 2 of chapter 121, of the.

*Private and local laws of 1868.*

- No. 206, S. Authorizing and requiring the farm mortgage land commissioners appointed under chapter 446 of the, to extend the benefits of said act to certain other parties equitably entitled thereto.
- 378, A. To amend section 3 of chapter 59 of the, entitled "an act to incorporate the city of Fond du Lac."

*Private and local laws of 1869.*

- No. 385, A. To amend chapter 449 of the, entitled "an act to incorporate the city of Oconto, and the acts amendatory thereof."

*General laws of 1869.*

- No. 59, A. Relating to witness fees in courts of record, and amendatory of chapter 146 of the.
- 123, S. To amend section 2 of chapter 55 of the, entitled "an act to provide for stereotyping the reports of the decisions of the supreme court."
- 111, S. To amend section 15 of chapter 133 of the revised statutes, relating to witness fees in any justice's court or before any officer, persons or board authorized to take the examination of witnesses, and to amend section 1 of chapter 146 of the, entitled "an act to amend section 15 of chapter 133 of the revised statutes, relating to witness fees in courts of record."
- 84, S. Relating to church edifices, and amendatory of section 1 of chapter 164 of the.
- 123, S. To amend section 2 of chapter 55 of the, entitled "an act to provide for stereotyping the reports of the decisions of the supreme court."
- 151, A. Relating to the protection of insect-devouring birds, and amendatory of chapter 178 of the.
- 227, S. Relating to and amendatory of chapter 129 of the, entitled "an act to fix the compensation of the members of the county board of supervisors of the county of Racine."

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

**AMENDMENTS — continued.**

*Private and Local Laws of 1870.*

- No. 116, A. Relating to exchanging bonds in the city of Watertown, and amendatory of section 1 of chapter 73 of the.
- 63, S. To amend section 3 of chapter 299 of the, entitled "an act to define certain rights and duties of the Beef Slough Manufacturing, Booming, Log-driving and Transportation Company."
- 249, A. Relating to the board of equalization of the city of Manitowoc, and amendatory of section 4 chapter 275 entitled "an act to incorporate the city of Manitowoc."

*General Laws of 1870.*

- No. 60, S. Relating to the compensation of town assessors, and amendatory of section 1 of chapter 18 of the.
- 232, S. To repeal chapter 97 of the, relating to the exemption of certain property from execution.
- 61, A. Relating to fire departments, and amendatory of chapter 126.
- 253, S. To amend chapter 66 of the, and chapter 70 of the laws of 1874, acts to provide for the government and management of the industrial school for boys.
- 190, S. To amend sections 6 and 8 of chapter 93 of the, entitled "an act for the improvement and raising of stock."

*Private and Local Laws of 1871.*

- No. 90, A. To amend section 12, chapter 4 of chapter 237, entitled "an act to revise, consolidate and amend the act to incorporate the city of Prescott, and the several acts amendatory thereto."
- 112, S. To amend chapter 224 of the, and the several acts amendatory thereof.
- 35, S. Relating to the village of Black River Falls, and amendatory of chapter 191, of the.

*General Laws of 1871.*

- No. 422, A. To amend chapter 47 of the, entitled "an act to amend chapter 107 of the private and local laws of 1867, entitled 'an act to authorize the appointment of phonographic reporters in the counties of Milwaukee and Kenosha'"
- 182, S. Relating to loans of school and university trust funds to school districts, and amendatory of section 5 chapter 42 of the.
- 255, A. Relating to actions and proceedings by nonresident guardians, and amendatory of section 1, chapter 78.

*Private and Local Laws of 1872.*

- No. 168, A. relating to and amendatory of chapter 16 of the, entitled "an act to incorporate the city of Eau Claire."

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*General Laws of 1872.*

- No. 207, S. Regulating the assessment of personal property, and amendatory of section 20 chapter 148.
- 12, S. To amend section 13 of chapter 182 of the, entitled "an act to authorize municipal corporations to aid in the construction of railroads."
- 113, S. To amend section 5, chapter 144 of the, entitled "an act for the organization of corporations for manufacturing and other purposes."
- 198, S. Relating to corporations organized under the laws of this state, and amendatory of section 8 chapter 141 of an act entitled "an act to authorize the organization of corporations for other than manufacturing, mercantile, insurance, banking, transportation, or trading purposes."
- 98, S. To amend subdivision 5 of section 11 of chapter 119 of the, entitled "an act in relation to railroads and the organization of railroad companies."
- 359, A. Relating to the right of way of railroads and amendatory of section 16 of chapter 119 of the.
- 27, S. To amend section 1 of chapter 64 of the, entitled "an act to provide for the enforcement of laws in certain cases."
- 208, S. To amend chapter 152, entitled "an act to authorize the county board of supervisors in the several counties in this state to levy a special tax for county road purposes, and to repeal chapter 229 laws of 1874."
- 59, S. To amend section 22, chapter 144, of the, relating to the organization of corporations for manufacturing and other purposes.
- 44, A. Relating to legal holidays, and amendatory of chapter 32, of.
- 195, A. Relating to the organization of corporations for manufacturing and other purposes, and amendatory of section 2 of chapter 144 of the.

*General Laws of 1873.*

- No. 87, A. Relating to the geological survey of the state of Wisconsin, and amendatory of chapter 292 of the.
- 285, A. To amend section 1 of chapter 299 of the, entitled "an act to amend chapter 56, general laws of 1870, entitled 'an act to provide for the incorporation and government of fire and inland navigation insurance companies.'"
- 41, S. To amend section 1 chapter 267 relating to laying out highways.
- 76, S. To amend section 1 of chapter 78 of the, entitled "an act to amend sections 17 and 18 of chapter 110 of the general laws of 1868, entitled 'an act to provide for the assessment of property for taxation, and the levy of taxes thereon.'"
- 44, S. To amend sections 5 and 9 of chapter 193, entitled "an act to change the management of the State Prison and to amend and consolidate all laws concerning the same."
- 259, S. Relating to the publication of the Legislative Manual, and amendatory of chapter 72 of.



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AMENDMENTS — *continued.*

*General Laws of 1874.*

- No. 114, A. Relating to public printing, and amendatory of section 16 of chapter 243 of the.
- 86, A. Relating to fees of jurors, and to amend chapter 280 of the.
- 180, A. To amend section 1 of chapter 195 of the, entitled "an act to amend sections 1 and 3 of chapter 275 of the private and local laws of 1869, entitled 'an act for the preservation of fish in Big Green and Little Green lakes.'"
- 261, A. To amend chapter 278, entitled "an act to incorporate the city of Shawano."
- 112, A. To provide for the purchase of paper required for public printing and blank books, amendatory of section 1 of chapter 200 of the.
- 96, A. Relating to fire wardens, and amendatory of chapter 27 of the general laws of this state.
- 190, A. Relating to and amendatory of section 1 chapter 88 entitled "an act to ascertain annually the number of acres of the principal farm products of the state."
- 66, A. Relating to printing, and amendatory of section 28 chapter 243 of the.
- 432, A. To amend section 2 of chapter 222 entitled "an act to amend, aid, and revise the charter of the city of Wausau.
- 180, S. To amend section 1 of chapter 83 of the, entitled "an act to amend section 1 of chapter 56 of the laws of 1873, relating to common schools."
- 73, A. Relating to the preservation of game, and amendatory of section 1 of chapter 121 of the.
- 143, S. Relating to public printing, and amendatory of chapter 243.
- 67, S. To amend section 6 of chapter 165 of the, entitled "an act to secure the safe navigation of the Wisconsin river."
- 179, S. To amend chapter 321 of the, entitled "an act to amend an act, entitled 'an act to incorporate the city of Grand Rapids.'"
- 100, A. To amend section 9 of chapter 3 of chapter 184 of the, entitled "an act to revise, consolidate and amend the charter of the city of Milwaukee," approved February 20, 1852, and the several acts amendatory thereof.
- 384, A. To amend section 2 of chapter 329 of the, entitled "an act for the preservation of game in the state of Wisconsin."
- 70, S. Relating to actions against counties and cities on defective tax certificates and tax deeds, and amendatory of section 1, chapter 144.
- 110, S. Relating to apportioning the bonded indebtedness of the town of Jefferson, Jefferson county, and amendatory of section 2 of chapter 12.

*Private and local laws of 1874.*

- No. 412, A. Relating to and amendatory of chapter 183, entitled "an act relating to the police court of the city of Eau Claire."

*General laws of 1875.*

- No. 136, A. Relating to the invention and successful use of steam and other mechanical agents on highways, and amendatory of chapter 104 of the, as amended by chapter 184 of the laws of 1875, as amended by chapter 182 of the laws of 1876.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

**AMENDMENTS** — General laws 1875 — *continued*.

- No. 149, S. To amend section 2 of chapter 192 of the, entitled "an act to authorize William Dunlap to keep and maintain a ferry across lake Pepin from the village of Stockholm, Wisconsin, to Lake City, Minnesota."
- 168, S. To amend an act entitled "an act to amend chapter 262 of the," and to amend an act entitled "an act to revise, consolidate and amend an act to incorporate the city of Green Bay, and the several acts amendatory thereof," approved March 8, 1875.
- 71, S. To amend chapter No. 323.
- 89, S. To amend chapter 74 of the, entitled "an act to amend chapter 244 of the laws of 1874, entitled 'an act to declare a certain highway in Door and Kewaunee counties a state road'"
- 209, S. To amend chapter 259 of the, entitled "of counties and county officers."
- 23, S. To amend chapter 139 of the, entitled "an act to amend section 3 of chapter 78 of the general laws of 1867, entitled 'an act for the preservation of game,'"
- 272, A. To amend chapter 59 of the, entitled "an act to incorporate the city of Oconomowoc."
- 383, A. To amend chapter 315, entitled "an act to provide for uniformity and the free use of text books in towns and cities."
- 341, A. Relating to the revision of the statutes, and amendatory of chapter 203 of the.

*Private and local laws of 1875.*

- No. 102, S. To amend an act entitled "an act to amend and add to an act entitled 'an act to consolidate chapter 49 of the,' entitled 'an act to incorporate the village of Madison into a separate school district, and all acts amendatory thereof,'" being chapter 203 of the private and local laws of 1867.

*General laws of 1876.*

- No. 80, A. Relating to authorizing the commissioners school and university lands to loan a portion of the trust funds of the state to the county of Racine, and amendatory of chapter 107 of.
- 53, S. To amend section 1, chapter 329, entitled "an act to authorize the county of Burnett to build and maintain a free bridge across the St. Croix river, in township 38 north, range 20 west."
- 171, S. To amend chapter 135 of the, entitled "an act to revise, consolidate and amend the charter of the city of La Crosse," approved February 19, A. D., 1869, and the several acts amendatory thereof.
- 173, S. To amend section 4 of chapter 57 of the, entitled "an act to amend chapter 273 of the laws of 1874, entitled 'an act relating to railroad, express and telegraph companies in the state of Wisconsin,' and to repeal other sections and acts therein named."
- 192, S. Relating to and amendatory of section 1, chapter 57 of the, entitled "an act to amend chapter 273 of the laws of 1874, entitled 'an act relating to railroads, express and telegraph companies in the state of Wisconsin,' and repeal other sections and acts named therein."

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

**AMENDMENTS — General laws 1876 — *continued*,**

- No. 181, S. To amend section 1 of chapter 360, entitled "an act to prevent the hunting of deer with dogs."
- 203, S. To amend chapter 313 of the, entitled "an act to revise, consolidate and amend the charter of the city of Racine, and the several acts amendatory thereof."
- 138, S. Relating to town insurance companies, and amendatory of section 10, chapter 344.
- 234, S. To amend chapter 314 of the, entitled "an act relating to trespassing on state lands."
- 99, S. To amend section 1 of chapter 92 of the, entitled "an act for the preservation of duck and other wild fowl."
- 40, S. To repeal chapter 360 of the, relating to the hunting of deer with dogs.
- 256, S. Relating to certificates of employes of the legislature, and amendatory of section 9 of chapter 345 of the.
- 10, A. To amend chapter 314 of the, entitled "an act relating to trespassing on state lands, and for the repeal of chapter 21 of the general laws of 1871, entitled 'an act to consolidate and amend the laws relating to trespassing on state lands.'"
- 91, A. For an act to amend chapter 67 of the, entitled "an act to authorize the taking of fish in the public waters of this state for the purpose of artificial propagation."
- 72, A. Relating to liens for labor upon logs and timber in Chippewa county, and amendatory of section 1 of chapter 372 of the.
- 2, A. Relating to hawkers and peddlers, and amendatory of section 3 of chapter 395.
- 417, A. Relating to the supreme court, and amendatory of chapter 284 of the.
- 225, A. Relating to the bringing of actions against the city of Fond du Lac, and to amend section 42 of chapter 102 of the, entitled "an act to amend chapter 59, private and local laws of 1868, entitled 'an act to incorporate the city of Fond du Lac.'"
- 324, A. To amend section 1 of chapter 227 of the, entitled "an act to provide for the recording of the lands of the Wisconsin Railroad Farm Mortgage Land Company, in the register's office of the several counties in which such lands are situated."
- 14, A. To amend section 2 of chapter 344 of the, entitled "an act to codify and consolidate all laws in relation to town insurance companies."
- 179, A. relating to the improvement of certain portions of the Embarras river, and amendatory of chapter 249 of the.
- 435, A. To amend section 2 chapter 193, of the, entitled "an act in relation to justices of the peace and constables in the city of Milwaukee."
- 273, A. To amend section 1 of chapter 253 of the, entitled "an act to provide for the support of the poor of Milwaukee county."
- 136, A. Relating to the invention and successful use of steam and other mechanical agents on highways, and amendatory of chapter 134 of the laws of 1875, as amended by chapter 182 of the.
- 63, A. Relating to attorneys' fees in justice courts, and amendatory of section 1, of chapter 96 of the.
- 94, A. Relating to and amendatory of section 2 of chapter 323, of the, entitled "an act to authorize the establishment of, and aid in the maintenance of free schools."

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

#### AMENDMENTS — General laws 1876 — *continued.*

- No. 2, A. Relating to hawkers and pedlars, and amendatory of section 8, of chapter 395, of the.
- 144, A. To amend chapter 219 of the, entitled "an act to improve the north branch of the Eau Claire river in the county of Clark."
- 53, S. To amend section 1, chapter 329, entitled "an act to authorize the county of Burnett to build and maintain a free bridge across the St. Croix river, in township 38 north, range 20 west."
- 142, A. To amend chapter 220 of the, entitled "an act to improve the south branch of the Eau Claire river and its tributaries, in Clark county."
- 35, A. Relating to the apportionment of the state into senate and assembly districts, and amendatory of chapter 343 of the.
- 414, A. Relating to railroads, and amendatory of section 7 of chapter 57 of.
- 5, S. To amend chapter 122 of, entitled "an act relating to the city of Portage and codifying, etc."
- 402, A. To amend section 1, chapter 77 of, entitled "an act relating to the second county court of Brown county," and amendatory of sections 4 and 5 of chapter 9, laws of 1875.
- 36, S. To amend sections 5, 6 and 8 of chapter 153 of the, relating to the corporation of fire departments in unincorporated villages.

#### *Laws of 1877.*

- 457, A. To amend section 1 of chapter 67 of the, entitled "an act to amend section 2 of chapter 223 of the general laws of 1874, entitled 'an act to amend and revise the charter of the city of Wausau.'"

#### ANNEXATION —

- No. 244, S. An act to provide for the, of portions of towns to villages for highway purposes.

#### APPEALS —

- No. 440, A. Relating to the bringing of actions for penalties, and, in such actions.

#### APPLETON —

- No. 241, S. To authorize the city of, to issue corporate bonds for bridge purposes.

#### APPROPRIATIONS —

- No. 19, S. A sum of money for the payment of pensions of soldiers' orphans, as provided in chapter 72, laws of 1874.
- 201, S. To Olois Klaus.
- 150, S. To Ira F. Kilmer.
- Mem. No. 46, S. Of Sylvester G. H. Crocker, for extra pay as a private soldier from August 24, 1861, to February 20, 1865.
- M. C. No. 2, S. For aid in the completion of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor, and to extend the time for the completion thereof.
- No. 241, A. To Yates V. Beebe.
- 98, A. To the fish commissioners of the state of Wisconsin.
- M. C. No. 4, S. For, to aid in a survey of the St. Croix river, Wisconsin.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

**APPROPRIATIONS — *continued.***

- No. 149, A. To George B. Smith and William F. Vilas.
- 438, A. To Peter Salentine.
- 439, A. To Henry Fink.
- 192, A. A sum of money for chaplain service in the legislature of 1877.
- 180, A. A sum of money to the governor for the benefit of the state library, and to repeal chapter 34, general laws of 1864, and sections 1 and 8 of chapter 25 of revised statutes.
- 164, A. To authorize the city of Racine to make.
- 131, A. To Peter Feagan.
- 454, A. To John M. Bowman and others.
- 254, S. For relief of Sarah Jane Tarr.
- 21, S. To the State Hospital for the Insane.
- 162, S. To Sylvester G. H. Crocker.
- 199, S. To the Cad e Home, of Green Bay, five hundred dollars.
- 20, S. To the Northern Hospital for the Insane.
- 120, S. To Elias N. White.
- 118, S. To M. Griffin.
- 117, S. To Joseph B. Treat, and others.
- 17, S. To the Institution for the Education of the Blind.
- 18, S. To the Industrial School for Boys.
- 218, S. To the St. Francis Orphan Asylum for Girls, of the city of La Crosse, and to the St. Michael Asylum for boys, of the city of La Crosse.
- 224, S. To the Home of the Friendless of Milwaukee.
- 221, S. To the St. Rose Asylum of Milwaukee.
- 222, S. To St. Joseph's Orphan Asylum of Milwaukee.
- 189, S. To the Wisconsin State Agricultural Society.
- 217, S. To the Sisters of Mercy Orphan Asylum of Fond du Lac.
- 271, S. To the Northern Wisconsin Agricultural and Mechanical Association.
- 178, S. To S. V. Shipman.
- 100, S. To the superintendent of public property for the use of the state.
- 252, S. To A. E. Elmore and others, for services.
- 2, S. To the State Prison for current expenses and general repairs.
- 74, S. To the Northern Hospital for the Insane, for the purchase of an engine and boiler, and to place cast iron radiators under the north wing of said hospital.
- 16, S. To the Institute for the Education of the Deaf and Dumb.
- 116, S. To William Buckley.
- 47, S. To Robert Parkin.
- 213, S. For improving the bridge across Buffalo lake, in Marquette county.
- 115, S. To Rufus B. Smith.
- 3, S. To the State Prison, a sum of money therein named to reimburse the prison for goods furnished other state institutions, and to pay indebtedness in making new roofs.
- 225, S. To St. Nazian Society of the county of Manitowoc.
- 122, S. To J. A. Barney.
- 84, S. To A. C. Millard, H. B. Palmer and Henry C. Sibree.
- 220, S. To the Milwaukee Industrial School.
- 205, S. To St. Luke's Hospital of Racine, five hundred dollars.
- 223, S. To the Orphans' Association of Milwaukee.
- 188, S. To pay for additional copies of the Legislative Manual for 1877.
- Jt. Res. No. 12, S. Relating to an, by congress for the erection of a light house and fog signal on Stannard's Rock, Lake Superior, 282 449 470 520.
- No. 219, S. To the St. Emilianus Orphan Asylum of Milwaukee.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

#### ASSAULTS —

- No. 125, S. Relating to, with intent to do great bodily harm, and to prescribe the punishment therefor.

#### ASSEMBLY —

- Senate notified of organization of. J. B. Cassoday, Speaker; W. A. Nowell, Chief Clerk; and T. B. Reid, Sergeant at Arms, 8.

#### ASSEMBLY JOURNAL —

- One copy of, for year 1876 to be furnished each senator, 9.

#### ASSEMBLY MESSAGES CONSIDERED —

8 23 77 83 91 105 118 136 151 158 162 172 180 190 206 221 236 249 260  
269 286 304 320 335 361 378 393 397 415 425 451 461 491 500 504 511  
514 518 524.

#### ASSESSMENT OF PROPERTY FOR TAXATION —

- No. 269, A. To amend section 32 of chapter 130 of the general laws of 1868, entitled "an act to provide for the, and the levy of taxes thereon."  
76, S. To amend section 1 of chapter 78 of the laws of Wisconsin of 1873, entitled "an act to amend sections 17 and 18 of chapter 110 of the general laws of 1868, entitled 'an act to provide for the, and the levy of taxes thereon.'"  
80, S. To amend section 16 of chapter 130 of the general laws of 1868, entitled "an act to provide for the, and the levy of taxes thereon."  
61, A. Relating to, and the levy of taxes thereon, and amendatory of section 33 of chapter 130 of the laws of 1868.

#### ASSESSMENT OF PERSONAL PROPERTY —

- No. 207, S. Regulating the, and amendatory of section 20, chapter 148, general laws of 1872.

#### ASSESSMENT AND COLLECTION OF TAXES —

- No. 105, S. Relating to the, and issuing of tax deeds in Jackson county.

#### ASSESSORS —

- No. 200, A. Relating to, in the city of Janesville, and amendatory of section 1 of chapter 7 of chapter 474 of the private and local laws of Wisconsin for 1866, entitled "an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same."

#### ATTORNEY'S FEES —

- No. 63, A. Relating to, in justice courts, and amendatory of section 1 of chapter 96 of the laws of 1876.

#### ATTORNEYS —

- No. 140, S. In relation to the admission of, of courts of record.  
206, A. Relating to, and amendatory of chapter 189 of the laws of Wisconsin for 1861, entitled "an act relating to the admission of, of courts of record."

#### AUGUSTA —

- No. 256, A. To discontinue a state road from Chippewa Falls, in Chippewa county, to, in the town of Bridge Creek, Eau Claire county.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

## B.

**BARNEY, J. A.—**

No. 122 A. To appropriate to, a sum of money.

**BARRON —**

M. C., No. 5. A. For the establishment of a mail route from, the county seat of Barron county, Wis., to the village of Sand Creek, in Dunn county, Wis., via. Mooney's Mill, Sylvan Springs and Sand Creek, 189 190 205 223.

**BEACH, ORVILLE —**

Mem. No. 36, S. Of, and 50 others, against the organization of the county of Manitowis.

**BEEBE, YATES V.—**

No. 241, A. To appropriate to, a sum of money.

**BEEF RIVER —**

No. 247, S. To improve, and to authorize the town of Modena to issue bonds.

248, S. Authorizing G. R. Frary, Orlando Brown and Thos. Schane to run a steamboat on.

**BEEF SLOUGH MANUFACTURING COMPANY —**

No. 63, S. To amend section 3 of chapter 299 of the private and local laws of 1870, entitled "an act to define certain rights and duties of the.

**BERKHERET, CHRISTIAN —**

No. 208, A. Requiring, his heirs and assigns, to sluice logs through a certain dam on Willow river, now owned by him, and to authorize the collection of tolls for such sluicing.

**BERLIN —**

M. C. No. 1, A. A mail route from the town of, in Marathon county, Wisconsin, to the town of Hamburg, in said county, 190 205 221.

**BILL —**

Res. No. 18, S. Requesting return of, No. 29, S. 109.

**BILL NO. 100 A —**

Res. No. 32, S. Directing select committee to report, 417.

**BILL NO. 215, S.**

Mem. No. 95, S. Of James Sutherland and Robert W. King, against the passage of, 365.

**BINDING —**

No. 245, S. To authorize and direct the secretary of state to order the, of the report of the railroad commissioner.

**BLACK RIVER FALLS —**

No. 146, S. To provide for the alteration and the discontinuance of portions of the state road from, to the city of La Crosse.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

### BLAKESLEE, CHAUNCEY —

- No. 177, A. To improve the Cunningham Creek, in Clark county, Wisconsin, and to grant to, and his successors or assigns, certain powers and privileges therein named.

### BOARD OF SUPERVISORS —

- No. 425, A. To authorize the county, of the county of Adams to sell and dispose of all the lands owned by said county for the purposes therein set forth.
- 232, A. To authorize the county, of Milwaukee county to appropriate to Richard Rooney, late county treasurer, a certain sum of money.
- Mem. No. 29, S. Of the, of Marathon county, Wisconsin, to the legislature of the state of Wisconsin, 69.
- No. 93, S. To legalize the proceedings of the county, of Trempealeau county, in fixing salary of county officers.

### BOARD OF EQUALIZATION —

- No. 249, A. Relating to the, of the city of Manitowoc, and amendatory of section 4, chapter 275, private and local laws of 1870, entitled "an act to incorporate the city of Manitowoc."

### BOARD OF TRUSTEES —

- No. 170, S. To empower the, of any incorporation, village, or the common council of any city, to prescribe the duties and qualifications of street commissioners.

### BONDED INDEBTEDNESS —

- No. 36, A. To enable the county of Jackson to compromise its.

### BONDS —

- No. 160, S. To authorize the trustees, managers and directors of the state charitable, penal and benevolent institutions, to require their treasurer or other person having money or property of said institutions in their possession, to give.
- 10, S. Relating to the issue of, in the county of Brown for the payment of outstanding indebtedness.
- 51, S. To authorize the city of Janesville to issue, to provide and pay for engine house in said city.
- 416, A. To authorize Chippewa county to issue, for a certain purpose.
- 241, S. To authorize the city of Appleton to issue corporate, for bridge purposes.

### BOOKS —

- No. 67, A. To authorize J. T. Mills, late judge of the 5th judicial circuit, to retain certain, on payment therefor.

### BOUNDARIES —

- No. 103, S. To change the, of certain towns in Lincoln county, and to organize the town of Scanawan therein.

### BOWMAN, JOHN M. —

- No. 454, A. To appropriate to, and others a sum of money.

### BRISKLEY, BENJAMIN —

- No. 153, S. To authorize, and his associates and assigns to improve the Little Eau Pleine river and maintain a boom on the same.



[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

### BRIDGE—

- No. 834, A. To authorize John T. Kingston and others and associates to build and maintain a, across the Wisconsin river, and authorizing certain towns to grant aid therefor.
- Mem. No. 39, S. Of the supervisors of the town of Packwaukee, asking aid on the, across Buffalo lake, in said town.
- No. 129, S. To authorize the town of Ahnapee to build and maintain a, across Ahnapee river.
- 213, S. To appropriate a sum of money for improving the, in the town of Packwaukee, in Marquette county.

### BROODING GROUNDS—

- Mem. No. 40, S. Of 80 citizens of Juneau county, asking for a law to prevent the killing of pigeons on their.
- No. 26, A. To prevent killing or disturbing of wild pigeon, while on their.

### BROWN COUNTY—

- 402, A. To amend section 1, chapter 77 of laws of 1876, entitled "an act relating to the second county court of," and amendatory of sections 4 and 5 of chapter 9 of laws of 1875.
- 8, S. Relating to the court commissioners for.
- 10, S. Relating to the issue of bonds in the, for the payment of outstanding indebtedness.
- M. C. No. 10, A. For the enactment of laws for the improvement of the condition of the Oneida tribe of Indians located in, and Outagamie, and in the interest of civilization and humanity.

### BUCKLEY, WILLIAM—

- No. 116, S. To appropriate to, a sum of money.

### BUFFALO LAKE—

- Mem. No. 89, S. Of the supervisors of the town of Packwaukee, asking aid on the bridge across, in said town, 140.

### BULLARD, E. C.—

- Chosen sergeant-at-arms of Senate, 5.

### BURNETT COUNTY—

- No. 53, S. To amend section 1, chapter 329, general laws of 1876, entitled "an act to authorize the county of, to build and maintain a free bridge across the St. Croix river, in township 88 north, range 20 west.
- Mem. No. 49, S. Of A. Ahlstrom, J. H. Hickeron, Peter Anderson and others of, asking that a law be passed to protect game in. 165.
- 50, S. Of W. E. Butterick, C. W. Cale, J. B. Pierce and others, asking for a law for the protection of game in, 166.
- 51, S. Of Aug. Cossell, C. T. Jacobson, Chas. Hurd and others, asking for a law to protect game in, 166.
- 52, S. To provide for the protection of game in.

### BUILDINGS—

- No. 255, S. To provide for the erection of, for the proper care of the chronic insane.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

## C.

**CADLE HOME —**

No. 199, To appropriate to the, of Green Bay, five hundred dollars.

**CALENDARS —**

Res. No. 25, S. Requesting clerk to furnish, 166.

**CALKINS, E. A. —**

Communication of, in regard to his claim, 121.

**CAPITAL —**

No. 286, A. Relating to the, of fire and life insurance companies of other states, and of foreign governments desiring to transact business in this state.

**CAPITOL —**

No. 357, A. Relating to the protection of, and the capitol park, in the city of Madison.

**CARPENTER, ED. F. —**

No. 188, A. To legalize the official acts of, as notary public for Rock county.

**CATFISH RIVER —**

No. 128, A. In relation to the, and improvement of the channel thereof.

**CEMETERY ASSOCIATIONS —**

No. 55, S. To amend section 7, chapter 67 of the Revised Statutes, entitled of.

11, S. Relating to.

119, A. To repeal section 1 of chapter 266 of the general laws of 1876, relating to.

144, S. To amend section 7, chapter 67, of the Revised Statutes, entitled of.

**CEREALS —**

No. 312, A. To donate the, and other Centennial exhibits made by the state, to the State Agricultural Society.

**CHAPLIAN SERVICE —**

No. 192, A. To appropriate a sum of money therein named, for, in the legislature of 1877.

**CHAPMAN'S MAP OF WISCONSIN —**

One copy of, for the year 1876, to be furnished for use of clerks, 9.

**CHASTITY, MORALITY AND DECENCY —**

No. 377, A. Relating to criminal examinations in cases of offenses against.

**CHARITABLE, PENAL AND BENEVOLENT INSTITUTIONS —**

No. 100, S. To authorize the trustees, managers and directors of the state, to require their treasurer or other person having money or property of said institutions in their possession, to give bonds.

[Where any matter is referred to by the number of the bill, resolution or W. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

**CHARTER —**

- No. 459, A. To revise, consolidate and amend the, of the city of Stevens Point, approved May 17, 1858, and the general laws amendatory thereof.
- 169, S. To revise, consolidate and amend the, of the city of Oshkosh, and the acts incorporating the city and the several acts amendatory thereof.
- Mem. No. 47, S. Of the executive committee of the Madison Mutual Insurance Company, asking for an amendment to their, 161.
- No. 365, A. Amendatory of and supplementary to the, of the city of Milwaukee.
- 171, A. To amend the, of the city of Fort Howard.

**CHESTNUT STREET —**

- No. 97, A. In relation to the paving of, from the Milwaukee river to Fifth street in the Second ward of the city of Milwaukee.

**CHIEF CLERK —**

- A. J. Turner chosen, 5.

**CHILDREN UNDER THIRTEEN YEARS OF AGE —**

- No. 208, A. To prohibit the employment of, in factories or other work shops in this state.

**CHILTON —**

- No. 178, A. To incorporate the city of.

**CHIPPEWA COUNTY —**

- No. 72, A. Relating to liens for labor upon logs and timber in, and amendatory of section 1 of chapter 872 of the general laws of 1876.
- 416, A. To authorize, to issue bonds for a certain purpose.

**CHIPPEWA FALLS —**

- No. 350, A. Relating to license fund received by the city of.
- 256, A. To discontinue a state road from, in Chippewa county, to Augusta, in the town of Bridge Creek, in Eau Claire county.

**CHRONIC INSANE —**

- No. 255, S. To provide for the erection of buildings for the proper care of.

**CHURCH EDIFICES —**

- No. 84, S. Relating to, and amendatory of section 1 of chapter 164 of the general laws of 1869.

**CIRCUIT COURT --**

- No. 821, A. To change the time for holding the general terms of the, of Walworth county.
- 38, S. To fix the times for holding the general and special terms of the, in the thirteenth judicial circuit.
- 7, S. To regulate the time of holding general and special terms of the, in the sixth judicial circuit.
- 108, S. To fix the time for holding the terms of the, in the county of Kenosha.
- 363, A. To fix the terms of the, of Winnebago county.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

## CIRCUIT COURTS—

- No. 15, A. Relating to the terms of the several, of the eleventh judicial circuit, petit juries therein, and authorizing the employment of a phonographic reporter therein, and fixing the compensation of said reporter.

## CITIZENS—

- No. 251, A. Relating to the registering of the names of persons who have heretofore or may hereafter declare their intentions to become, or who have been, or may hereafter be admitted to become citizens of the United States, and amendatory of chapter 60, laws of 1866.

## CITY CLERK—

- No. 289, A. To make it the duty of the, to itemize all tax rolls of the city of Watertown.

## CITIES AND TOWNS—

- No. 308, A. Relating to highways, streets and alleys upon boundary lines of.

## CITY MARSHALS—

- Mem. No. 67, S. Of 200 citizens of the city of Janesville for the passage of No. 201, A., for the election of, by the people of said city, 312.

## CLAIM—

- Mem. No. 52, S. Account and affidavit of Alois Klaus, in relation to his, against the state, 175.  
No. 141, S. Relating to, against counties, and amendatory of section 2, chapter 160, general laws of 1868.

## CLANCEY, WILLIAM RICHARD—

- No. 481, S. To change the name of, and to legalize certain acts.

## CLARK COUNTY—

- No. 333, A. To authorize the county board of supervisors of the county of Clark, to levy and collect a tax for the purpose of building a road in, Wisconsin.

## CLERGYMEN OF THE CITY OF MADISON—

- Res. No. 5, S. That they be invited to open morning services with prayer, 14.

## CLERICAL ERROR—

- Jt. Res. No. 40, A. Instructing clerk to correct, in No. 231, A., 503,504.

## CLERK—

- Res. No. 15, S. Authorizing the Railroad Committee to appoint a, 87.  
6, S. That Committees on Judiciary, on Enrolled Bills and Engrossed Bills have a, 19.  
30, S. Allowing Committee on Mining and Smelting a, 367.  
No. 230, A. To increase the amount of the official bond of the, of the circuit court of Milwaukee county.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

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- No. 55, A. Relating to, and amendatory of section 1 of chapter 17 of the revised statutes for the year 1858, an act entitled "of fences and fence viewers, of pounds and the impounding of cattle."

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- No. 149, S. To amend section 2 of chapter 192 of the laws of Wisconsin of 1875, entitled "an act to authorize William Danlap to keep and maintain a, across lake Pepin from the village of Stockholm, Wisconsin, to Lake City, Minnesota."  
 29, A. To establish and maintain a, across lake Pepin and the Mississippi river, from Pepin in the county of Pepin.

#### FINAL ADJOURNMENT —

- Jt. Res. No. 8, S. Limiting time for introduction of new business, and fixing time for, 14.  
 Jt. R s. No. 41, A. Relating to, 524.  
 President Parker's concluding remarks on, 526.  
 Jt. Res. No. 25, A. Fixing day for, 221.

#### FINK, HENRY —

- No. 489, A. To appropriate to, a sum of money.



[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

# **FIRE —**

- No. 101, S. To supply the state capitol with water, and to protect it from.

# **FIRE AND INLAND NAVIGATION INSURANCE COMPANY —**

- No. 285, A. To amend section 1 of chapter 299 of the laws of 1873, entitled "an act to amend chapter 56, general laws of 1870, entitled 'an act to provide for the incorporation and government of.'"

# **FIRE AND LIFE INSURANCE COMPANY —**

- No. 286, A. Relating to the capital of, and of foreign governments desiring to transact business in this state.

# **FIRE DEPARTMENTS —**

- No. 36, S. To amend sections 5, 6 and 8 of chapter 153 of the laws of 1876, relating to the corporation of, in unincorporated villages.  
61, A. Relating to, and amendatory of chapter 126, general laws of 1870.

# **FIRE INSURANCE COMPANIES —**

- No. 304, A. Relating to, doing business in the state of Wisconsin.  
251, S. To protect makers of notes given to, for payment of premiums.

# **FIREMAN'S ASSOCIATION —**

- No. 379, A. To incorporate the, of the city of Fond du Lac.

# **FIRE WARDENS —**

- No. 96, A. Relating to, and amendatory of chapter 27 of the general laws of this state for the year 1874.

# **FISH —**

- No. 160, A. To amend section 1 of chapter 195 of the laws of 1874, entitled "an act to amend sections 1 and 8 of chapter 275 of the private and local laws of 1869, entitled 'an act for the preservation of, in Big Green and Little Green lakes.'"  
72, S. To repeal chapter 186, laws of Wisconsin for 1874, entitled "an act for the preservation of, in Dell Creek," and all subsequent acts amendatory thereof.  
271, A. For the preservation of, in Waukesha county.  
91, A. To amend chapter 67 of the laws of Wisconsin for the year 1876, entitled "an act to authorize the taking of in the public waters of this state for the purpose of artificial propagation."  
158, A. For the preservation of, in the waters of Rock river and Hustisford mill pond, Dodge county.  
240, S. Relating to the preservation of, in lake Monona and lake Mendota, and the waters connecting them, in the county of Dane.  
413, A. Relating to the catching of, in the Pecatonica river, in La Fayette county.

# **FISH COMMISSIONERS —**

- No. 120, A. Relating to the powers and duties of, and amendatory of sections 4 and 7 of chapter 307 of the general laws of 1876.  
98, A. To appropriate to the, of the state of Wisconsin the sum of money therein named.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

## FISH WAYS—

M. C. No. 9, A. To provide, to the dams on Fox river, 360, 361, 372, 401, 426.

## FLAMBEAU RIVER—

No. 61, S. Authorizing Chauncey Lamb, Fred Weyehauser, W. J. Young, Henry Hewitt, Chas. Burnham and their associates, to improve the.

## FOG SIGNALS—

Jt. Res. No. 12, S. Relating to light house and, on Stannard Rock, lake Superior, 282 449 470 520.

## FOND DU LAC—

No. 379, A. To incorporate the Freman's Association of the city of.

378, A. To amend section 8 of chapter 59 of the private and local laws of 1868, entitled "an act to incorporate the city of."

18, A. To amend the city charter of, and to repeal chapter 474 of the private and local laws of the year 1871, and acts amendatory thereto.

225, A. Relating to the bringing of actions against the city of, and to amend section 42 of chapter 102 of the laws of 1876, entitled "an act to amend chapter 59, private and local laws of 1868, entitled 'an act to incorporate the city of Fond du Lac.'"

## FOND DU LAC COUNTY—

No. 78, A. To confer civil jurisdiction on the county court of.

## FOND DU LAC RELIEF SOCIETY—

No. 216, S. To appropriate a sum of money therein named to the.

## FOREST—

No. 183, S. Creating the county of.

## FORECLOSURE OF MORTGAGES—

No. 418, A. Relating to the.

83, S. Relating to the, and amendatory of chapter 145 of the revised statutes, entitled "of actions for the foreclosure of a mortgage, and the acts amendatory thereof."

## FORECLOSURE SALES—

No. 92, A. Relating to, and amendatory of section 2 of chapter 299 of the general laws of 1863.

## FOREIGNERS—

No. 172, A. To extend the benefits of the public schools, and to promote the fitness of young, for citizenship.

## FORFEITURE—

No. 178, A. To extend the time for the construction of the North Wisconsin Railway, and waive the, therein referred to.

## FORT HOWARD—

No. 71, A. To amend the charter of the city of.

## FOURTEENTH JUDICIAL DISTRICT—

No. 64, S. To reorganize the judicial circuits of Wisconsin, and to organize the.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the index.]

**FOX RIVER —**

M. C. No. 9, A. To provide fish ways to the dams on, 360 361 372 401 426.

**FRAUD —**

No. 229, A. To prevent, by coloring grain.

**FREE BRIDGE —**

No. 53, S. To amend section 1, chapter 329, general laws 1876, entitled 'an act to authorize the county of Burnett to build and maintain a, across the St. Croix river, in township 38 north, range 20 west.'

**FREEMAN, G. Y. —**

Res. No. 24, S. To appropriate to, for mineral and geological specimens, 240.

**FREE SCHOOLS —**

No. 94, A. Relating to and amendatory of section 2 of chapter 323 of the general laws of 1876, entitled "an act to authorize the establishment of and aid in the maintenance of."

**FRARY, G. R. —**

No. 248, S. To authorize, to run a steamboat on Beef river.

**FRIENDSHIP —**

M. C. No. 8, A. For the establishment of a mail route from, in the county of Adams to Liberty Bluff in the county of Marquette, 302 304 372 401 426.

**G.****GAME —**

Mem. No. 50, S. Of W. E. Butterick, C. W. Cale, J. B. Pierce and others asking for a law for the protection of, in Burnett county, 166.

51, S. Of Aug. Cossell, C. T. Jacobson, Chas. Hurd and others asking for a law to protect, in the county of Burnett, 166.

No. 52, S. To provide for the protection of, in the county of Burnett.

77, S. For the preservation of, in the counties of Rock, Green and Walworth.

384, A. To amend section 2 of chapter 329 of the laws of 1874, entitled "an act for the preservation of, in the state of Wisconsin."

Mem. No. 49, S. Of A. Ahlstrom, J. H. Hickeron, Peter Anderson and others of Burnett county asking that a law be passed to protect, in the county of Burnett, 165.

No. 73, A. Relating to the preservation of, and amendatory of section 1 of chapter 121 of the laws of 1874.

**GAME AND BIRDS —**

No. 204, S. Relating to the destruction of, in Racine county.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

#### GALESVILLE UNIVERSITY —

- No. 124, S. Appointing four trustees for the, authorizing the general assembly of the Presbyterian Church in the United States of America to appoint eight trustees therefor; also repealing section 1 of chapter 11 of the private and local laws of 1862, and chapter 259 of the private and local laws of 1870.

#### GARNISHEES —

- No. 228, S. To codify and amend the laws of this state relating to, and garnishee proceedings.

#### GAS WORKS —

- No. 106, S. To provide for the construction of, for the purpose of lighting the state capitol and grounds with gas.

#### GEOLOGICAL SURVEY —

- No. 87, A. Relating to the, of the state of Wisconsin, and amendatory of chapter 292 of the general laws of 1873, entitled "an act to provide for a complete geological survey of Wisconsin," and to repeal chapter 137 of the general laws of 1870, entitled "an act to provide for the survey of the lead district, making maps and collecting statistics from the same," and chapter 136 of the general laws of 1872, amendatory thereof.

#### GEOLOGICAL SURVEY, REPORT —

- Jt. Res. No. 28, A. Relating to stereotyping plates of, 206 221 313 336.

#### GERMANTOWN FARMERS' MUTUAL INSURANCE COMPANY —

- No. 65, S. To revise, consolidate and amend the act entitled "an act to incorporate the, approved April 1, 1854, and all acts amendatory thereto."

#### GOVERNOR —

- Res. No. 27, S. Requesting the, to return bill No. 176, S., 175 189.  
10, S. Requesting the, to furnish report and testimony under Joint Resolution No. 25, S., 1876, 29, 35.

#### GOVERNOR'S MESSAGE —

- Jt. Res. No. 1, S. To meet in joint convention to hear, assembly concurs and give notice, 9, 12.  
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Jt. Res. No. 1, S. Both houses of the legislature resolve to meet in joint convention to hear, Jan. 12, 2:30 o'clock P. M., 9, 12.  
Res. No. 9, S. Assigns to various standing committees the different subjects demanding legislation as set forth in, 19.

#### GRAIN —

- No. 229, A. To prevent fraud by coloring.

#### GRADING —

- No. 81, A. Relating to and turnpiking highways and roads in this state.

#### GRAND RAPIDS —

- No. 179, S. To amend chapter 321 of the laws of 1874, entitled "an act to amend an act, entitled 'an act to incorporate the city of,'"

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

#### GRANT, COUNTY OF —

No. 24, A. To legalize the acts of Joseph Mason, a justice of the peace of the.

#### GRANT OF LAND —

M. C. No. 8, S. For right of way and a, for railroad purposes, to aid in building a railroad through northern Wisconsin, 146' 205 222 334 384 424.

#### GREAT BODILY HARM —

No. 125, S. Relating to assaults with intent to do, and to prescribe the punishment therefor.

#### GREEN BAY —

No. 168, S. To amend an act entitled "an act to amend chapter 262 of the laws of 1875," and to amend an act entitled "an act to revise, consolidate and amend an act to incorporate the city of, and the several acts amendatory thereof," approved March 8, 1875.

#### GRIFFIN, M. —

No. 118, S. To appropriate to, a sum of money.

#### GRISWOLD, D. C. —

Mem. No. 48, S. Of, and others relating to illuminating oils, 165.

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#### HAMBURG —

M. C. No. 1, A. For a mail route from the town of Berlin, in Marathon county, Wisconsin, to the town of, in said county 190 205 221.

#### HAMMOND, G. T. —

No. 1, A. To authorize the town of Muckwa, in the county of Wau-pun, to issue its corporate bonds to, settle its indebtedness to.

#### HANCOCK —

No. 132, S. To lay out and establish a state road from the town of, Wau-shara county, to the town of Strong's Prairie in Adams county.

#### HAWKERS AND PEDDLERS —

No. 2, A. Relating to, and amendatory of chapter 72, of the laws of 1870, as amended by chapter 395 of the laws of 1876.

#### HAY, S. M. —

Nominated by governor to fill vacancy in Board of Regents of Normal Schools, 23.  
Nomination of, favorably reported by Committee, 84.  
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#### HELMAN, V. —

Mem. No. 38, S. Of, and others, asking for an act of incorporation to enable certain persons to hold real estate for certain purposes, 140.

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#### HEWITT, JAMES —

- No. 265, A. To authorize, to maintain a dam across Wedge's creek, in Clark county, Wisconsin.

#### HIGHWAYS —

- No. 89, S. To amend chapter 74 of the laws of Wisconsin of 1875, entitled "an act to amend chapter 244 of the laws of 1874, entitled 'an act to declare a certain, in Door and Kewau-  
nee counties a state road.'"
- 308, A. Relating to, streets and alleys upon boundary lines of cities and towns.
- 81, A. Relating to grading and turnpiking, and roads in this state.
- 136, A. Relating to the invention and successful use of steam and other mechanical agents on, and amendatory of chapter 104 of the laws of 1875, as amended by chapter 134 of the laws of 1875, as amended by chapter 182 of the laws of 1876.
- 41 S. To amend section 1, chapter 267, laws of 1873, relating to laying out

#### HIGHWAY PURPOSES —

- No. 244, S. To provide for the annexation of portions of towns to villages for.

#### HIGGINS, FRANK —

- No. 214, A. To legalize the acts of, a justice of the peace in the county of La Fayette.

#### HILLSBORO —

- No. 270, A. To provide for laying out and establishing a state road from Richland Center, in Richland county, Wisconsin, to, in Vernon county, Wisconsin.

#### HINER, W. H. —

- Chosen president *pro tem.* of senate, 5.

#### HOLIDAYS —

- No. 9, S. Amendatory of section 2 of chapter 58, laws of 1862, being an act entitled "an act declaring the 23d day of February and the 4th of July.
- 44, A. Relating to legal, and amendatory of chapter 32, general laws of 1872.

#### HOME OF THE FRIENDLESS —

- No. 224, S. To appropriate to the, of Milwaukee a sum of money.

#### HORSE RAILWAYS —

- No. 175, S. To amend section 6 of chapter 46 of the private and local laws of 1860, entitled "an act to promote the construction of, in the city of La Crosse."

#### HOSPITAL FOR IMBECILE CHILDREN —

- No. 99, A. To provide for the establishment of a.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

## I

## INSURANCE COMPANIES —

- No. 14, A. To amend section 2 of chapter 844 of the general laws of 1876, entitled "an act to codify and consolidate all laws in relation to town."  
118, A. Relating to town.

## INTEREST —

- No. 51, A. To reduce the rate of, on bonds hereafter issued by the city of Milwaukee under section 23 of chapter 311, laws of 1876.

## INTERNATIONAL PRISON CONGRESS —

- No. 257, S. To provide for the appointment of a commissioner to the.

## INTOXICATING LIQUORS —

- No. 80, S. Determining the manner of settling the question of licensing the sale of, and amendatory of chapter 35, revised statutes.

## INVESTIGATION—

- No. 119, S. To provide for the payment of witnesses in the, of Gov. Taylor.

## INVOLUNTARY TRESPASS —

- No. 135, A. To authorize the tender of judgment in justices' courts, or for, after the commencement of action.

## ILLUMINATING OILS —

- No. 78, S. To provide for the inspection of, manufactured from petroleum or coal oil.  
Mem. No. 48, S. Of D. C. Griswold and others relating to, 165.

## IMBECILE, IDIOTIC OF FEEBLE MINDED CHILDREN.

- No. 99, A. To provide for the establishment of a hospital and school for.

## IMPOSITION —

- No. 239, S. To punish, in the practice of medicine or surgery.

## INDIAN DESCENT —

- Res. No. 14, S. Requesting Judiciary Committee to inquire in regard to persons of, 87.

## INSPECTION OF WHEAT —

- Mem. No. 14, S. Of L. Conner and other citizens of Dodge county, in relation to the, and other grain, and fixing the grade thereof, 69.

## INSPECTORS OF ELECTION —

- No. 22, S. Relating to the election and appointment of.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

**INQUESTS OF THE DEAD —**

No. 263, S. To repeal chapter 184, of the revised statutes, entitled of.

**INSECT-DEVOURING BIRDS —**

No. 151, A. Relating to the protection of, and amendatory of chapter 178, general laws of 1869.

**INSTITUTION FOR THE EDUCATION OF THE BLIND —**

No. 17, S. To appropriate to the, a sum of money.

**INSTITUTION FOR THE EDUCATION OF THE DEAF AND DUMB —**

No. 16, S. To appropriate to the, a sum of money.

**INCORPORATE —**

No. 196, S. To, the city of Depere.

107, S. To, the Oshkosh City Horse Railway Company.

**INCORPORATED VILLAGES —**

No. 187, A. Relating to justices of the peace and constables in, and amendatory of section 2, chapter 319 of the laws of Wisconsin for 1874, entitled "an act to provide for justices of the peace and constables in incorporated villages."

**INDECENT BATHING —**

No. 109, S. To provide for the punishment of.

**INDEBTEDNESS —**

No. 446, A. To settle the, of the town of London.

**INDUSTRIAL SCHOOL FOR BOYS —**

No. 253, S. To amend chapter 66 of the laws of 1870, and chapter 70 of the laws of 1874, acts to provide for the government and management of the.

18, S. To appropriate to the, a sum of money.

**INEBRIATE ASYLUM —**

No. 50, S. To secure a fund for the erection and maintenance of an, for the state of Wisconsin.

**INSANE PERSONS —**

No. 183, S. To amend section 2, chapter 71, general laws of 1858, entitled "an act to provide for the keeping of.

340, A. In relation to the release of dower in real estate by.

**INQUESTS —**

Res. No. 11, S. Requesting Judiciary Committee to inquire what officers are authorized to hold, 29 35 455.

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[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

## J.

## JACKSON —

- No. 36, A. To enable the county of, to compromise its bonded indebtedness.
- 105, S. Relating to the assessment and collection of taxes, and issuing of tax deeds in, county.
- 114, S. Relating to the reduction of the price of swamp and overflowed lands in, county.

## JANESVILLE —

- No. 201, A. Relating to the election of city marshal in the city of, and amendatory of section 4 of chapter 228 of the private and local laws of 1867, entitled "an act to amend chapter 474 of the private and local laws of 1866," and the several acts amendatory thereto.
- 200, A. Relating to assessors in the city of, and amendatory of section 1 of chapter 7 of chapter 474 of the private and local laws of Wisconsin for 1866, entitled "an act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof into one act, and amend the same."
- Mem. No. 105, S. Protest of the Board of Education of the city of, against the passage of Senate bill No. 215, 417.
- No. 51, S. To authorize the city of, to issue bonds to provide and pay for engine house in said city.
- Mem. No. 67, S. Of 200 citizens of the city of, for the passage of No. 201, A., for the election of city marshals by the people of said city, 312.

## JEFFERSON —

- No. 110, S. Relating to apportioning the bonded indebtedness of the town of, Jefferson county, and amendatory of section 2 of chapter 12, laws of 1874.

## JOINT COMMITTEE —

- Jt. Res. No. 42, A. Appointing a, to wait upon the governor, to inform him that the legislature has completed the business before it and awaits his pleasure—and the Assembly has appointed such committee on the part of the Assembly, 524.

## JOINT COMMITTEE ON PRINTING —

- Jt. Res. No. 16, A. That the, be. and are hereby requested to make immediate inquiry as to the cause of the delay in placing on the desks of the senators and members of the Assembly, printed copies of the bills, resolutions and memorials, which are introduced, offered and presented from time to time, and to suggest a remedy for such delay, if a feasible one shall be found to exist, 105, 158.

## JOINT CONVENTION —

- Proceedings at, for hearing governor's message, 13.

## JOINT DISTRICT NO. 4 —

- No. 261, S. To legalize the acts of, of the city and town of Manitowoc.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

### JOINT RESOLUTIONS—

For, and for all resolutions see History of Bills, Memorials to Congress and Resolutions, next preceding this index.

### JOINT RULES—

Jt. Res. No. 1, A. That the, of the last Senate and Assembly are hereby adopted as the joint rules of this Senate and Assembly, until otherwise ordered, 8.

### JUDGMENTS—

No. 77, S. In relation to.

Mem. No. 33, S. Of William K. Soutter et al., executors, etc., of James I. Soutter, deceased, for payment of, against Jeremiah M. Rusk, bank comptroller of the state of Wisconsin, 101.

### JUDGMENT IN JUSTICE'S COURTS—

No. 135, A. To authorize the tender of, for involuntary trespass after the commencement of action.

### JUDICIAL CIRCUITS—

No. 64, S. To reorganize the, and to organize the fourteenth judicial circuit.

242, S. To change and define the limits of the third, seventh and ninth, and fix the time for holding the term of court therein, and for other purposes.

38, S. To fix the times for holding the general and special terms of the circuit court in the thirteenth.

453, A. To provide for the appointment of five commissioners who shall furnish the next legislature certain information, and who shall report to said legislature a bill to redistrict the state into, equalizing the labor of the judges thereof and determining the salaries of said judges.

### JUNEAU COUNTY—

Mem. No. 54, S. Of 150 citizens of, for the passage of Senate bill No. 152.

### JURISDICTION—

No. 195, S. To amend chapter 14 of the revised statutes, entitled "of the of justices in criminal cases and the proceedings thereon."

### JUSTICES OF THE PEACE—

No. 187, A. Relating to, and constables in incorporated villages, and amendatory of section 2 of chapter 319 of the laws of Wisconsin for 1874, entitled "an act to provide for justices of the peace and constables in incorporated villages."

164, S. Relating to, in the city of Watertown.

85, S. Specifying where, may hold their offices.

Mem. No. 57, S. Remonstrance of Joseph Egil, F. J. Burchard and 69 others against the passage of No. 435, A., relating to, in the county of Milwaukee, 278.

### JUSTICES' COURTS—

No. 53, A. Relating to, and amendatory of section 218 of chapter 120 of revised statutes.

71, A. Relating to, and amendatory of section 47 of chapter 120 of the revised statutes.

1, S. Relating to appeal from, and amendatory of section 216 of chapter 120 of the revised statutes of Wisconsin.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

## K.

## KENOSHA—

- No. 108, S. To fix time for holding the terms of the circuit court in the county of.  
 62, S. To amend chapter 133 of the private and local laws of 1857, entitled "an act to consolidate and amend the act to incorporate the city of, and the several acts amendatory thereof."

## KEWAUNEE—

- No. 88, S. To provide for the expenditure of the proceeds of the sale of certain swamp lands in, county.  
 18, S. To authorize the appointment of a reporter for, county circuit court.

## KILMER, IRA F.—

- No. 150, S. To appropriate to, a sum of money.

## KINGSTON, JOHN T.—

- No. 334, A. To authorize, John Smart, Wm. Woock and their associates, to build and maintain a bridge across the Wisconsin river, and authorizing certain towns to grant aid therefor.

## KINNICKINNICK—

- No. 11, A. To legalize the tax roll of the town of, in St. Croix county.

## KLAUS, ALOIS—

- Mem. No. 55, S. Claim of, 409.  
 Communication of A. Scott Sloan, Attorney General, in regard to claim of, 409.  
 Mem. No. 53, S. Account and affidavit of, in relation to his claim against the state, 175.

## L.

## LA CROSSE—

- No. 171, S. To amend chapter 135 of the laws of 1876, entitled "an act to revise, consolidate and amend the charter of the city of," approved February 19, A. D. 1869, and the several acts amendatory thereof.

## LA FAYETTE—

- No. 214, A. To legalize the acts of Frank Higgins, a justice of the peace in the county of.

## LAKE POYGAN—

- M. C. No. 12, A. For a survey of Wolf river from, to the mouth of Red river 424 425 439 467 478.

[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

#### LAKE CITY —

- No. 149, S. To amend section 2 of chapter 192, of the laws of 1875, entitled "an act to authorize William Dunlap to keep and maintain a ferry across Lake Pepin from the village of Stockholm, Wisconsin, to, Minnesota.

#### LAMB, CHAUNCY —

- No. 61, S. Authorizing, Fred Weyehauser, W. J. Young, Henry Hewitt, Chas. Burnham, and their associates, to improve the Flambeau river.

#### LAWS OF WISCONSIN —

- Res. No. 3, S. One copy of, for each year since 1872, to be furnished for use of each Senator, 9.  
No. 169, A. In relation to exchange of, documents and supreme court reports of this state.

#### LEACH CREEK —

- No. 57, S. To authorize Peter Wilkinson, Ignez Steinmetz, William Owen, Amos Johnson, Darius Palmer and others, to erect and maintain a dam across, in Sauk county.

#### LEGISLATIVE MANUALS —

- Res. No. 22, S. Inquiry to be made about increasing number of, 140 259.  
No. 188, S. To appropriate a sum of money therein named, to pay for additional copies of the, for 1877.  
259, S. Relating to the publication of the, and amendatory of chapter 72 of laws of 1873.  
Jt. Res. No. 6, S. In relation to purchase of additional copies of the, 95 186 353.

#### LIBRARIAN —

- Jt. Res. No. 15, S. That the secretary of state withhold the payment of all appropriations and salaries to the State Historical Society and their officers, except the salaries to the, and one assistant librarian, until notified by the governor to resume the payments to said society and their officers, 457 475 491.

#### LIBERTY BLUFF —

- M. C. No. 8, A. For the establishment of a mail route from Friendship, in the county of Adams, to, in the county of Marquette, 302 304 372 401 426.

#### LICENSE FUND —

- No. 350, A. Relating to, received by the city of Chippewa Falls.

#### LIENS —

- No. 72, A. Relating to, for labor upon logs and timber in Chippewa county, and amendatory of section 1, chapter 372 of general laws of 1876.  
104, S. To amend section 1 of chapter 100, relative to, upon logs and timber.

#### LIGHT —

- Res. No. 13, S. Requesting superintendent of public property to furnish more, 87.

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#### LIGHT HOUSE —

- Jt. Res. No. 12, S. Relating to, and fog signals on Stannard Rock, lake Superior, 282 449 470 530.  
 15, A. Asking congress to make an appropriation to construct a, at the mouth of the harbor at Menominee, 302 304 372 401 426.

#### LINCOLN COUNTY —

- No. 103, S. To change the boundaries of certain towns in, and to organize the town of Scanawan therein.  
 238, S. Authorizing the state treasurer to retain certain moneys belonging to Taylor county, and to pay the same over to.

#### LITTLE EAU PLEINE RIVER —

- No. 153, S. To authorize Benjamin Briskley and his associates and assigns to improve the, and maintain a boom on the same.

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 370, A. Relating to dam on, Waupaca county, and amendatory to section 4, chapter 169, laws of Wisconsin for 1875.

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- No. 101, A. To authorize D. W. Tupper and Geo. W. Tupper and their associates to improve Tupper's Creek for, purposes.

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97, A. In relation to the paving of Cheesnut street, from the Milwaukee river to Fifth street in the second ward of the.

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51, A. To reduce the rate of interest on bonds hereafter issued by the, under section 23 of chapter 311 laws of 1866.

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209, A. To repeal chapter 276 of the general laws of 1875, entitled "an act to fix the fees of the register of deeds of the, for the registration of marriages, births and deaths."

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282, A. To authorize the county board of supervisors of, to appropriate to Richard Rooney, late county treasurer a certain sum of money.

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No. 1, A. To authorize the town of, in the county of Waupaca, to issue its corporate bonds to settle its indebtedness to Geo. T. Hammond and Sophia C. Hammond.

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No. 49, A. Relating to, in the construction of railroads, and to repeal section 3, chapter 289 of the laws of 1873.

**MUNICIPAL CORPORATIONS —**

No. 12, S. To amend section 13 of chapter 183 of the general laws of 1872, entitled "an act to authorize, to aid in the construction of railroads."

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No. 319, A. To authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to.

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74, S. To appropriate to the, a sum of money for the purchase of an engine and boiler, and to place cast iron radiators under the north wing of said hospital.

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- 427, A. To amend subdivision 10 of section 11 of chapter 119 of the laws of 1872, entitled "an act in relation to, and the organization of railroad companies."
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No. 14, S. To repeal chapter 214, and chapter 208, laws of 1865, relating to the publication of tax lists, etc., in the *Pionier am Wisconsin*.

#### *Laws of 1862.*

No. 124, S. Appointing four trustees for the Galesville university, and authorizing the general assembly of the Presbyterian Church in the United States of America to appoint eight trustees therefor; also repealing section 1 of chapter 11 of the, and chapter 259 of the laws of 1870.

#### *Laws of 1864.*

No. 180, A. To appropriate a sum of money to the governor for the benefit of the state library, and to repeal chapter 321, and sections 1 and 8 of chapter 26, revised statutes.

#### *Laws of 1867.*

No. 191, S. To repeal chapter 341 of the, and all acts amendatory thereof.

#### *Laws of 1869.*

No. 200, S. To repeal chapter 449 of the, entitled "an act to incorporate the city of Oconto," and all acts amendatory thereto.

391, A. To repeal chapter 313 of the, relating to certain overflowed and swamp lands in the county of Portage.

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- 18, A. To amend the city charter of Fond du Lac, and to repeal chapter 474 of the, and acts amendatory thereto.

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*Laws of 1874.*

- No. 7, A. To repeal chapter 121 of the, entitled "an act for the preservation of game in the counties of Eau Claire, Chippewa, Dunn, Trempealeau, Buffalo and Pepin."
- 72, S. To repeal chapter 186, entitled "an act for the preservation of fish in Dell Creek," and all subsequent acts amendatory thereof.
- 127, S. To repeal chapter 106 of the, relating to the town of Ahnapee.

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- No. 148, S. Relating to swamp lands in a certain locality, and to repeal chapter 313 of the private and local laws of 1869, entitled "an act to authorize the use of money arising from the sale of certain swamp and overflowed lands in the county of Portage, for drainage purposes," and to amend chapter 587, of the laws of 1865, relating thereto, and also to repeal chapter 105 of the, entitled "an act to amend chapter 313 of the private and local laws of 1869."
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- 75, A. To repeal chapter 27 of the, entitled "an act to amend chapter 428, private and local laws of 1871, entitled 'an act to authorize the county clerk of Door county to make and keep an abstract of tax sales, deeds and redemptions in said county' and to revise said chapter 428."
- 209, A. To repeal 276 of the.
- 165, A. To repeal chapter 237 of the, and to reenact chapter 233 of the laws of 1865, relating to the city of Watertown.
- 90, S. To repeal chapter XII. of chapter 59 of, entitled "an act to incorporate the city of Oconomowoc."



[Where any matter is referred to by the number of the bill, resolution or M. C., either Senate or Assembly, refer to "History of Bills," immediately preceding the Index.]

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- 29, S. To repeal section 1 of chapter 187 of the, entitled "an act to amend section 6 of chapter 184 of the revised statutes, entitled 'of executions and proceedings supplementary thereto.'"
- 119, A. To repeal section 1 of chapter 266 of the, relating to cemetery associations and town cemeteries.
- 307, A. To repeal chapter 57 of the, entitled "an act to amend chapter 273 of the general laws of 1874, relating to railroads, express and telegraph companies of the state of Wisconsin."
- 317, A. To repeal section 6, chapter 81 of the revised statutes and chapter 149 of.
- 233, S. To repeal chapter 341 of the, entitled "an act to establish the salaries of the state officers."
- 152, S. To repeal chapter 407 of the, entitled "an act for locating and changing county seats," and to reenact and amend section 2 of chapter 89 of the general laws of 1873.
- 176, S. To repeal chapter 82 of the, entitled "an act amendatory of chapter 72 of the private and local laws of 1858, relating to the city of Ripon."
- 89, A. To repeal chapter 404 of the, relating to counties and county officers.

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- 180, A. To appropriate a sum of money to the governor for the benefit of the state library, and to repeal chapter 321, general laws of 1864, and sections 1 and 8 of chapter 26.
- 317, A. To repeal section 6, chapter 81 of the, and chapter 149 of laws of 1876.
- 89, S. To amend section 2, chapter 166, general laws of 1859, amendatory of section 16, chapter 93, relating to sale of lands of minors and other persons under guardianship.
- 43, S. To amend chapter 111 of the, entitled "of divorce."
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#### ROAD DISTRICTS —

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No. 24, S. To change the time of holding the annual meetings of the county supervisors of, and to amend section 26, chapter 13, of the revised statutes.

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- 83, S. Of J. H. Vrooman, A. G. Tuttle, Kimball, and 51 others, tax payers of Baraboo, Sauk county, for the passage of Senate bill No. 215, providing for uniformity of, and cheapening the price of the same, 328.
- 84, S. Of H. L. Gray, T. D. Lang, A. W. Sallade, and 28 others, citizens and tax payers of Baraboo, Sauk county, for the passage of bill No. 215, Senate, providing for uniformity of, and cheapening the cost of the same to the people of the state, 328.
- 85, S. Of Geo. H. Folds, Theo. H. Grove, A. Flom, Aug. Herfurth, T. Purcell, D. Stephens, and 66 others, citizens and tax payers of Dane county, for the passage of Senate bill No. 215, providing uniformity in, for common schools, and cheapening same, 328.

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349, A. To define the duties of, in certain cases.

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No. 160, S. To authorize the trustees, managers and directors of the state charitable, penal or benevolent institutions to require their, or other person having money or property of said institution in their possession, to give bonds.

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- No. 136, S. Relating to the, of certain criminal cases.

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- No. 124, S. Appointing four, for the Galesville University, and authorizing the general assembly of the Presbyterian Church in the United States of America, to appoint eight trustees therefor, also repealing section 1 of chapter 11 of the private and local laws of 1862, and chapter 259 of the private and local laws of 1870.

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- No. 339, A. To facilitate the more perfect execution of, in certain cases.

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- No. 80, A. Relating to authorizing the commissioners of school and university lands to loan a portion of the, of the state to the county of Racine, and amendatory of chapter 107 of the general laws of 1876.
- 48, S. To authorize the commissioners of school and university lands to loan a portion of the, of the state to school district No. 7, town of Baraboo, county of Sauk.
- 49, S. To authorize the commissioners of school and university lands to loan a portion of the, of the state to the county of Polk.
- 319, A. To authorize the commissioners of school and university lands to loan a portion of the, of the state to the city of Neenah.

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- No. 375, A. To declare, negotiable.

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- No. 81, A. To prevent the commission of, upon lands upon which tax certificates are outstanding and unpaid.

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- No 116, A. Relating to exchanging bonds in the city of, and amendatory of section 1 of chapter 72 of the private and local laws of 1870.  
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 165, S. To authorize the city of, to regulate and license the traffic and sale of goods and wares by certain persons within the limits of the city.  
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 271, A. For the preservation of fish in, county.  
 63, S. To revise and amend the charter of the village of.

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**WINNEBAGO AND LAKE SUPERIOR RAILROAD COMPANY—**

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**WINNEBAGO, COUNTY OF—**

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388, A. To authorize the judge of the county court of, to employ a short-hand reporter.

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- 8, S. Remonstrance of N. T. Kelly and 25 others, against the exemption of, from taxation, 65.
- 9, S. Remonstrance of C. A. Single and 31 others, against exempting the, from taxation, 65.
- 10, S. Remonstrance of J. Kaller and 53 others, against the exemption of the, from taxation, 65.
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- 16, S. Remonstrance of Geo. S. Phelps and 94 other citizens and tax payers of Taylor county, against exempting the lands of the, from taxation, 79.
- 17, S. Remonstrance of F. J. Despina and 27 others, against exempting the lands of the, from taxation, 79.
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- 19, S. Remonstrance of R. P. Manson and others, against exempting the lands of the, from taxation, 80.
- 20, S. Of A. G. Houghton, chairman of board of supervisors of Holeton, Marathon county, Joel W. Tennant, town treasurer, and 118 other tax payers in Marathon and Clark counties and on the line of the, asking that said company be exempted from taxes on its lands for five years longer, 80.
- 25, S. Of Van R. Williams and eighty others, against the exemption of the, lands, 94.
- 26, S. Of David Stevens and 127 others, against the exemption of, from taxation, 99.
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#### WISCONSIN RIVER —

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- No. 189, S. To appropriate to the, a sum of money therein named.

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- Mem. No. 58, S. Remonstrance of John Week and 128 others, against the passage of an act exempting the lands of the, from taxation, 294.
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- 63, S. Remonstrance of August Verqut and 43 others, of the town of Wirusin, Marathon county, against the passage of an act exempting the lands of the, from taxation, 294.
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